



AGENDA
CUYAHOGA COUNTY COUNCIL REGULAR MEETING
TUESDAY, OCTOBER 22, 2013
CUYAHOGA COUNTY JUSTICE CENTER
COUNCIL CHAMBERS – 1ST FLOOR
5:00 PM

- 1. CALL TO ORDER**
- 2. ROLL CALL**
- 3. PLEDGE OF ALLEGIANCE**
- 4. SILENT MEDITATION**
- 5. PUBLIC COMMENT RELATED TO AGENDA**
- 6. APPROVAL OF MINUTES**
 - a) October 8, 2013 Committee of the Whole Meeting (See Page 11)
 - b) October 8, 2013 Regular Meeting (See Page 13)
- 7. ANNOUNCEMENTS FROM THE COUNCIL PRESIDENT**
- 8. PRESENTATION / DISCUSSION**
 - a) Convention Center Hotel Project (Jeffrey Appelbaum)
- 9. MESSAGES FROM THE COUNTY EXECUTIVE**
- 10. CONSIDERATION OF A MOTION OF COUNCIL FOR FIRST READING AND REFERRAL TO COMMITTEE**
 - a) M2013-0030: A Motion reappointing Richard T. Prasse to serve on the Cuyahoga County Soldiers' and Sailors' Monument Board of Trustees for

the term 11/16/2013 - 11/15/2018, and declaring the necessity that this Motion become immediately effective. (See Page 26)

Sponsors: Councilmembers Connally and Conwell

11. COMMITTEE REPORT AND CONSIDERATION OF A RESOLUTION OF COUNCIL FOR SECOND READING ADOPTION UNDER SUSPENSION OF RULES

- a) R2013-0215: A Resolution approving and concurring with amendments made to the Northeast Ohio Areawide Coordinating Agency ("NOACA") Code of Regulations on 8/9/2013 as shown in NOACA Resolution No. 2013-027, and declaring the necessity that this Resolution become immediately effective. (See Page 31)

Sponsors: Councilmembers Connally, Rogers and Germana

Committee Assignment and Chair: Council Operations & Intergovernmental Relations – Greenspan

12. CONSIDERATION OF AN ORDINANCE OF COUNCIL FOR FIRST READING AND REFERRAL TO COMMITTEE

- a) O2013-0023: An Ordinance amending Chapter 701 of the Cuyahoga County Code by adding a new Section 701.02 to create guidelines for expenditures of the biennial budget for Cuyahoga County, and declaring the necessity that this Ordinance become immediately effective. (See Page 59)

Sponsor: Councilmember Gallagher

13. CONSIDERATION OF A RESOLUTION FOR FIRST READING ADOPTION UNDER SUSPENSION OF RULES

- a) R2013-0226: A Resolution amending the 2012/2013 Biennial Operating Budget for 2013 by providing for additional fiscal appropriations from the General Fund and other funding sources, for appropriation transfers between budget accounts, and for cash transfers between budgetary funds, in order to meet the budgetary needs of various County departments, offices, and agencies; amending Resolution No. R2013-0196 dated 9/10/2013, by rescinding Item B in Section 2; and declaring the necessity that this Resolution become immediately effective. (See Page 62)

Sponsor: County Executive FitzGerald/Fiscal Officer/Office of Budget & Management

14. CONSIDERATION OF RESOLUTIONS FOR FIRST READING AND REFERRAL TO COMMITTEE

- a) R2013-0227: A Resolution amending the 2012/2013 Biennial Operating Budget for 2013 by providing for additional fiscal appropriations from the General Fund and other funding sources, for appropriation transfers between budget accounts, and for cash transfers between budgetary funds, in order to meet the budgetary needs of various County departments, offices, and agencies related to year-end close-out activities; and declaring the necessity that this Resolution become immediately effective. (See Page 86)

Sponsor: County Executive FitzGerald/Fiscal Officer/Office of Budget & Management

- b) R2013-0228: A Resolution approving The MetroHealth System Year 2014 Budget, in accordance with Ohio Revised Code Section 339.06(D), with the understanding that the allocation of County funds to the System will be made through adoption of the 2014/2015 Biennial Operating Budget and Capital Improvements Program for 2014; and declaring the necessity that this Resolution become immediately effective. (See Page 90)

Sponsor: County Executive FitzGerald/Fiscal Officer/Office of Budget & Management

- c) R2013-0229: A Resolution adopting the 2014/2015 Biennial Operating Budget and Capital Improvements Program, and declaring the necessity that this Resolution become immediately effective. (See Page 93)

Sponsor: County Executive FitzGerald/Fiscal Officer/Office of Budget & Management

- d) R2013-0230: A Resolution declaring that public convenience and welfare requires replacement of box beams on various bridges in various municipalities; total estimated project cost \$1,320,000.00; finding that special assessments will neither be levied nor collected to pay for any part of the County's costs of said improvements; authorizing the County Executive to enter into agreements of cooperation with said municipalities in connection with said projects; and declaring the necessity that this Resolution become immediately effective: (See Page 121)

- 1) Abbey Road Bridge No. 02.35 over Baldwin Creek in the City of North Royalton.

- 2) Chagrin River Road Bridge No. 03.00 over Wiley Creek in the Village of Moreland Hills.
- 3) Harris Road Bridge No. 01.61 over Chippewa Creek in the City of Broadview Heights.

Sponsor: County Executive FitzGerald/Department of Public Works/
Division of County Engineer

- e) R2013-0231: A Resolution declaring that public convenience and welfare requires rehabilitation and resurfacing of various bridge decks in various municipalities; total estimated project cost \$1,430,000.00; finding that special assessments will neither be levied nor collected to pay for any part of the County's costs of said improvements; authorizing the County Executive to enter into agreements of cooperation with said municipalities in connection with said projects; and declaring the necessity that this Resolution become immediately effective: (See Page 126)

- 1) Cochran Road Bridge No. 00.27 over Beaver Meadows Creek in the Village of Glenwillow.
- 2) Egbert Road Bridge No. 02.52 over Norfolk Southern Railroad in the City of Bedford.
- 3) Main Avenue (old) Bridge No. 00.18 over Abandoned Norfolk Southern Railroad in the City of Cleveland.
- 4) Monticello Boulevard Bridge No. 03.20 over West Branch of Euclid Creek in the City of South Euclid.

Sponsor: County Executive FitzGerald/Department of Public Works/
Division of County Engineer

- f) R2013-0232: A Resolution declaring that public convenience and welfare requires resurfacing of Lee Road from Superior Avenue to Dellwood Road in the City of Cleveland Heights; total estimated project cost \$6,825,000.00; finding that special assessments will neither be levied nor collected to pay for any part of the County's costs of said improvement; authorizing the County Executive to enter into an agreement of cooperation with said municipality in connection with said project; and declaring the necessity that this Resolution become immediately effective. (See Page 131)

Sponsor: County Executive FitzGerald/Department of Public Works/
Division of County Engineer

- g) R2013-0233: A Resolution making an award on RQ27202 to OM Partners, LLC dba Colliers Ostendorf-Morris in the amount not-to-exceed \$1,120,000.00 for property management services located at 11001 Cedar Avenue, Cleveland, for the period 11/1/2013 - 10/31/2018; authorizing the County Executive to execute the contract and all other documents consistent with said award and this Resolution; and declaring the necessity that this Resolution become immediately effective. (See Page 136)

Sponsor: County Executive FitzGerald/Department of Public Works and Medical Examiner

- h) R2013-0234: A Resolution making an award on RQ28353 to Design-Builder for the Convention Center Hotel Project; authorizing the County Executive to negotiate, enter into, and execute an initial contract with Design-Builder in the amount not-to-exceed \$10,000,000.00 for the period 11/13/2013 - 9/1/2016 and to execute all other documents consistent with said award and this Resolution; and declaring the necessity that this Resolution become immediately effective. (See Page 142)

Sponsor: County Executive FitzGerald/Department of Public Works

- i) R2013-0235: A Resolution making an award on RQ28697 to Ohio Cat in the amount not-to-exceed \$1,250,000.00 for construction equipment, parts, supplies and services for the period 10/1/2013 - 9/30/2018; authorizing the County Executive to execute the contract and all other documents consistent with said award and this Resolution; and declaring the necessity that this Resolution become immediately effective. (See Page 145)

Sponsor: County Executive FitzGerald/Department of Public Works/
Division of County Engineer

- j) R2013-0236: A Resolution authorizing a contract with Project Management Consultants LLC in the amount not-to-exceed \$4,150,000.00 for owner's representative services in connection with the Convention Center Hotel Project for the period 11/1/2013 - 9/1/2016; authorizing the County Executive to execute the contract and all other documents consistent with this Resolution; and declaring the necessity that this Resolution become immediately effective. (See Page 149)

Sponsor: County Executive FitzGerald/Department of Public Works

- k) R2013-0237: A Resolution authorizing a final definitive contract with Cooper Carry, Inc. in the amount not-to-exceed \$6,500,000.00 for criteria architectural services for the Convention Center Hotel Project for the

period 8/13/2013 - 9/1/2016; authorizing the County Executive to execute the contract and all other documents consistent with this Resolution; and declaring the necessity that this Resolution become immediately effective. (See Page 152)

Sponsor: County Executive FitzGerald/Department of Public Works

- l) R2013-0238: A Resolution authorizing an amendment to Agreement No. AG1200285-01 with Educational Service Center of Cuyahoga County for fiscal agent services for the Families and Schools Together Program in connection with the Ohio Children's Trust Fund FY2013 Grant Program for the period 7/1/2012 - 9/30/2014 for additional funds in the amount of \$714,930.00; authorizing the County Executive to execute the amendment and all other documents consistent with this Resolution; and declaring the necessity that this Resolution become immediately effective. (See Page 155)

Sponsor: County Executive FitzGerald/Department of Health and Human Services/Division of Community Initiatives/Family and Children First Council

- m) R2013-0239: A Resolution authorizing amendments to contracts with various providers for placement services for the period 10/1/2011 - 12/31/2013 to change the terms, effective 7/1/2013, and for a decrease in funds; authorizing the County Executive to execute the amendments and all other documents consistent with this Resolution; and declaring the necessity that this Resolution become immediately effective: (See Page 162)

- 1) No. CE1100608-01 with Continue Life Inc. in the amount of (\$106,829.00).
- 2) No. CE1100772-01 with Fox Run: The Center for Children and Adolescents in the amount of (\$318,131.00).
- 3) No. CE1100611-01 with Glen Mills Schools in the amount of (\$47,125.00).
- 4) No. CE1200083-01 with The Buckeye Ranch, Inc. in the amount of (\$163,988.00).

Sponsor: County Executive FitzGerald/Department of Health and Human Services/Division of Children and Family Services

- n) R2013-0240: A Resolution authorizing retention of the law firm of Thompson Hine LLP as legal counsel in connection with the Convention

Center Hotel Project in the amount not-to-exceed \$880,000.00 for the period 11/1/2013 - 9/1/2016; authorizing the Director of Law to execute the Engagement Letter and all other documents consistent with this Resolution; and declaring the necessity that this Resolution become immediately effective. (See Page 172)

Sponsor: County Executive FitzGerald/Department of Law

15. COMMITTEE REPORTS AND CONSIDERATION OF RESOLUTIONS FOR SECOND READING

- a) R2013-0170: A Resolution making an award on RQ24534 to Halle Industrial Park, LLC in the amount of \$10,069,265.64 for lease of space for the period anticipated to be 6/1/2014 - 6/30/2024; authorizing the County Executive to take all necessary actions and to execute all documents necessary to consummate the contemplated transactions, and authorizing the Director of Public Works to administer the project; and declaring the necessity that this Resolution become immediately effective. (Pending Committee Recommendation) (See Page 174)

Sponsor: County Executive FitzGerald/Department of Public Works

Committee Assignment and Chair: Committee of the Whole – Connally

- b) R2013-0223: A Resolution rescinding Resolution No. R2013-0093 and authorizing the issuance and sale of County of Cuyahoga, Ohio Taxable Economic Development Revenue Bonds, Series 2013 (Flats East Bank Phase II Project) in the aggregate principal amount not-to-exceed \$17,000,000.00 for the purpose of assisting in the financing of a "Project" within the meaning of Chapter 165, Ohio Revised Code, paying capitalized interest, funding a debt service reserve fund and paying costs of issuance; providing for a guaranty for the payment of such bonds; authorizing the execution of various documents required in connection with said bond issuance and authorizing and approving related matters; and declaring the necessity that this Resolution become immediately effective. (See Page 178)

Sponsor: County Executive FitzGerald/Department of Development

Bond Counsel: Porter Wright Morris & Arthur LLP

Committee Assignment and Chair: Economic Development & Planning – Schron

- c) R2013-0224: A Resolution authorizing the issuance and sale of County of Cuyahoga, Ohio Taxable Economic Development Revenue Bonds, Series 2013B (Westin Cleveland Hotel Project) in an aggregate principal amount not-to-exceed \$6,000,000.00 for the purpose of providing moneys to pay costs of a "Project" within the meaning of Ohio Revised Code Chapter 165; authorizing the preparation and use of a preliminary official statement; authorizing the preparation, execution and use of an official statement; approving and authorizing the execution of a cooperative agreement, a bond purchase agreement, a bond registrar agreement and a continuing disclosure agreement; authorizing other actions related to the issuance of the bonds; and declaring the necessity that this Resolution become immediately effective. (See Page 191)

Sponsor: County Executive FitzGerald/Department of Development

Bond Counsel: Benesh Friedlander Coplan & Aronoff, LLP

Committee Assignment and Chair: Economic Development & Planning – Schron

16. COMMITTEE REPORTS AND CONSIDERATION OF RESOLUTIONS FOR SECOND READING ADOPTION UNDER SUSPENSION OF RULES

- a) R2013-0192: A Resolution amending the 2012/2013 Biennial Operating Budget for 2013 by providing for an additional fiscal appropriation from the General Fund in order to meet the budgetary needs of a County department; and declaring the necessity that this Resolution become immediately effective. (See Page 209)

Sponsor: County Executive FitzGerald/Fiscal Officer/Office of Budget & Management

Committee Assignment and Chair: Finance & Budgeting – Miller

- b) R2013-0220: A Resolution approving an Amended and Restated Sewer Service Agreement with City of North Olmsted for conveyance and treatment of wastewater from Olmsted Township to the North Olmsted Wastewater Treatment Plant for the period 10/22/2013 - 10/21/2033 to confirm and clarify joint use, respective rights and obligations in connection with portions of the North Olmsted Sanitary Sewer System jointly used by North Olmsted and the County; authorizing the County Executive to execute the agreement and all other documents consistent with this Resolution; and declaring the necessity that this Resolution become immediately effective. (See Page 211)

Sponsor: County Executive FitzGerald/Department of Public Works/
Division of County Engineer

Committee Assignment and Chair: Public Works, Procurement &
Contracting – Jones

- c) R2013-0221: A Resolution making an award on RQ28695 to Jack Doheny Companies, Inc. in the amount not-to-exceed \$3,000,000.00 for sewer jet/vac trucks, parts, supplies and services for the period 10/1/2013 - 9/30/2018; authorizing the County Executive to execute the contract and all other documents consistent with said award and this Resolution; and declaring the necessity that this Resolution become immediately effective. (See Page 214)

Sponsors: County Executive FitzGerald/Department of Public Works/
Division of County Engineer and Councilmembers Germana, Jones, Miller
and Simon

Committee Assignment and Chair: Public Works, Procurement &
Contracting – Jones

- d) R2013-0222: A Resolution authorizing an Economic Development Redevelopment Ready Loan in the amount not-to-exceed \$1,000,000.00 to Fairmont Creamery Leverage Lender, LLC for renovation of a building located at 1720 Willey Avenue, Cleveland; authorizing the Deputy Chief of Staff of Development or Director of Development to execute all documents consistent with said loan and this Resolution; and declaring the necessity that this Resolution become immediately effective. (See Page 216)

Sponsor: County Executive FitzGerald/Department of Development

Committee Assignment and Chair: Economic Development & Planning –
Schron

- e) R2013-0225: A Resolution authorizing a revenue generating agreement with City of Cleveland/Cleveland Municipal Court in the amount not-to-exceed \$1,804,656.00 for legal services for indigent persons for the period 1/1/2013 - 12/31/2013; authorizing the County Executive to execute the agreement and all other documents consistent with this Resolution; and declaring the necessity that this Resolution become immediately effective. (See Page 219)

Sponsors: County Executive FitzGerald on behalf of Public Defender

17. MISCELLANEOUS COMMITTEE REPORTS

18. MISCELLANEOUS BUSINESS

19. PUBLIC COMMENT UNRELATED TO AGENDA

20. ADJOURNMENT

NEXT MEETINGS

COMMITTEE OF THE WHOLE/
BUDGET HEARINGS:

THURSDAY, OCTOBER 24, 2013
9:00 AM / COUNCIL CHAMBERS

COMMITTEE OF THE WHOLE/
BUDGET HEARINGS:

MONDAY, OCTOBER 28, 2013
1:00 PM / COUNCIL CHAMBERS

COMMITTEE OF THE WHOLE/
BUDGET HEARINGS:

TUESDAY, OCTOBER 29, 2013
1:00 PM / COUNCIL CHAMBERS

COMMITTEE OF THE WHOLE/
BUDGET HEARINGS:

THURSDAY, NOVEMBER 7, 2013
9:00 AM / COUNCIL CHAMBERS

COMMITTEE OF THE WHOLE/
BUDGET HEARINGS:

TUESDAY, NOVEMBER 12, 2013
3:00 PM / COUNCIL CHAMBERS

REGULAR MEETING:

TUESDAY, NOVEMBER 12, 2013
5:00 PM / COUNCIL CHAMBERS

*In accordance with Section 108.01 of the Cuyahoga County Code, complimentary parking in the Huntington Park Garage will be available for the public on any day when the Council or any of its committees holds meetings. Please see the Clerk to obtain a parking pass.



MINUTES

CUYAHOGA COUNTY COMMITTEE OF THE WHOLE MEETING

TUESDAY, OCTOBER 8, 2013

CUYAHOGA COUNTY JUSTICE CENTER

COUNCIL CHAMBERS – 1ST FLOOR

3:00 PM

1. CALL TO ORDER

The meeting was called to order by Council President Connally at 3:16 p.m.

2. ROLL CALL

Council President Connally asked Clerk Schmotzer to call the roll. Councilmembers Greenspan, Miller, Gallagher, Conwell, Rogers and Connally were in attendance and a quorum was determined. Councilmember Germana entered the meeting shortly after the roll call was taken. Councilmembers Brady and Schron were absent from the meeting.

3. PUBLIC COMMENT RELATED TO AGENDA

There was no public comment related to the agenda.

4. DISCUSSION / EXECUTIVE SESSION

A motion was made by Mr. Gallagher, seconded by Mr. Germana and approved by unanimous roll-call vote to move to Executive Session for the purpose of discussing matters concerning pending or imminent litigation and privileged attorney-client communications and collective bargaining and for no other purpose whatsoever. Executive Session was then called to order by Council President Connally at 3:18 p.m. The following members were present: Councilmembers Greenspan, Miller, Germana, Gallagher, Conwell, Rogers and Connally. Councilmembers Jones and Simon entered Executive Session shortly after the roll call was taken. The following additional attendees were also present:

Law Director Majeed Makhoulf, Council Chief of Staff Joe Nanni, Senior Policy Advisor Joanne Gross and Legislative Budget Advisor Trevor McAleer. The following additional attendees were present during discussions regarding Item No. 4 a) only: Assistant Law Director Joe Boatwright, Attorneys Don Davis and Darrin Toney representing the law firm of Brennan, Manna & Diamond and Attorney Kerin Kaminski representing the law firm of Giffen & Kaminski. Assistant Law Director Ed Morales was present during discussions regarding Item Nos. 4 a) and b) only. The following additional attendees were present during Item Nos. 4 b) and c) only: Deputy Director of Grants Management Karen Lippmann, Personnel Officer 3 Kristin Ziemnik and Deputy Director of Human Resources Sandra Spilker. The following additional attendees were present during discussions concerning Item 4 c) only: Assistant Prosecuting Attorneys Greg Huth and Brian Gutkoski. At 4:58 p.m., Executive Session was adjourned, without objection, and Council President Connally then reconvened the meeting.

- a) Pending or imminent litigation and privileged attorney-client communications.
- b) Collective Bargaining Agreement between Cuyahoga County Common Pleas Court/Juvenile Court Division and Laborers' Local 860, a/w Laborers' International Union of North America, representing approximately 107 employees in 8 classifications in Probation, Clerk's and Transportation Services for the period 11/1/2012 - 10/31/2015.
- c) Collective Bargaining Agreement between Cuyahoga County Common Pleas Court/Juvenile Court Division and Laborers' Local 860, a/w Laborers' International Union of North America, representing approximately 122 employees in 7 classifications in Detention Services for the period 1/1/2013 - 12/31/2015.

5. MISCELLANEOUS BUSINESS

There was no miscellaneous business.

6. PUBLIC COMMENT UNRELATED TO AGENDA

There was no public comment unrelated to the agenda.

7. ADJOURNMENT

With no further business to discuss, the meeting was adjourned by Council President Connally at 4:59 p.m., without objection.



MINUTES

**CUYAHOGA COUNTY COUNCIL REGULAR MEETING
TUESDAY, OCTOBER 8, 2013
CUYAHOGA COUNTY JUSTICE CENTER
COUNCIL CHAMBERS – 1ST FLOOR
5:00 PM**

1. CALL TO ORDER

The meeting was called to order by Council President Connally at 5:06 p.m.

2. ROLL CALL

Council President Connally asked Clerk Schmotzer to call the roll. Councilmembers Miller, Brady, Germana, Gallagher, Conwell, Jones, Rogers, Simon, Greenspan and Connally were in attendance and a quorum was determined. Councilmember Schron was absent from the meeting.

A motion was then made by Mr. Miller, seconded by Mr. Gallagher and approved by unanimous vote to excuse Mr. Schron from the meeting.

3. PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was recited.

4. SILENT MEDITATION

Council President Connally requested a moment of silent meditation for personal reflections.

5. PUBLIC COMMENT RELATED TO AGENDA

Ms. Nancy Sidell, representing the Cuyahoga County Advisory Committee on Persons with Disabilities, addressed Council regarding Resolution No. R2013-0216, a

Resolution proclaiming the month of October 2013 as Disability Employment Awareness Month in Cuyahoga County.

6. APPROVAL OF MINUTES

a) September 24, 2013 Regular Meeting

A motion was made by Ms. Conwell, seconded by Mr. Miller and approved by unanimous vote to approve the minutes of the September 24, 2013 regular meeting.

7. ANNOUNCEMENTS FROM THE COUNCIL PRESIDENT

Council President Connally reported that she attended the opening of the Global Center for Health Innovation.

8. MESSAGES FROM THE COUNTY EXECUTIVE

County Executive FitzGerald reported the following:

- 1) Thanked Council President Connally and Councilmember Gallagher for their participation on the Medical Mart (nka the Global Center for Health Innovation) Advisory Group and elaborated on the opening ceremonies for the Global Center for Health Innovation;**
- 2) Reports will be forthcoming regarding progress with the Convention Center Hotel Project and conventions coming to the new Convention Center; and**
- 3) Held a press conference regarding the federal government shutdown and asked Directors to assess the impact on local constituents, particularly those receiving benefits through the WIC program. Updates will be provided as the shutdown continues.**

9. CONSIDERATION OF A RESOLUTION OF COUNCIL FOR FIRST READING AND REFERRAL TO COMMITTEE

- a) R2013-0215: A Resolution approving and concurring with amendments made to the Northeast Ohio Areawide Coordinating Agency ("NOACA") Code of Regulations on 8/9/2013 as shown in NOACA Resolution No. 2013-027, and declaring the necessity that this Resolution become immediately effective.

Sponsors: Councilmembers Connally, Rogers and Germana

Council President Connally referred Resolution No. R2013-0215 to the Council Operations & Intergovernmental Relations Committee.

10. CONSIDERATION OF ORDINANCES OF COUNCIL FOR THIRD READING ADOPTION

- a) O2011-0048: An Ordinance enacting Chapter 509 of the Cuyahoga County Code directing the County Executive to conduct a Disparity Study and, if required by law, validate the Disparity Study every five years thereafter; requiring annual updates of said Study; and declaring the necessity that this Ordinance become immediately effective.

Sponsors: Councilmembers Jones, Connally, Brady, Conwell, Rogers and Miller and County Executive FitzGerald

On a motion by Mr. Jones with a second by Ms. Conwell, Ordinance No. O2011-0048 was considered and adopted by unanimous vote.

- b) O2013-0019: An Ordinance amending Sections 704.01 to 704.03 of the Cuyahoga County Code to designate that the Additional DTAC Fee commence on 1/1/2014 and continue through 12/31/2018, and declaring the necessity that this Ordinance become immediately effective.

Sponsors: Councilmembers Jones, Miller, Brady, Simon and Conwell

On a motion by Mr. Miller with a second by Ms. Simon, Ordinance No. O2013-0019 was considered and adopted by unanimous vote.

11. CONSIDERATION OF RESOLUTIONS FOR FIRST READING ADOPTION UNDER
SUSPENSION OF RULES

A motion was made by Mr. Gallagher, seconded by Mr. Germana and approved by unanimous vote to suspend Rules 9D and 12A and to place on final passage Resolution Nos. R2013-0216 and R2013-0217.

- a) R2013-0216: A Resolution proclaiming the month of October 2013 as Disability Employment Awareness Month in Cuyahoga County: "Because We Are Equal to the Task", and declaring the necessity that this Resolution become immediately effective.

Sponsors: County Executive FitzGerald/Department of Human Resources and Councilmembers Greenspan, Miller, Brady, Germana, Gallagher, Schron, Conwell, Jones, Rogers, Simon and Connally

On a motion by Mr. Rogers with a second by Mr. Jones, Resolution No. R2013-0216 was considered and adopted by unanimous vote.

- b) R2013-0217: A Resolution amending the 2012/2013 Biennial Operating Budget for 2013 by providing for additional fiscal appropriations from the General Fund and other funding sources, for appropriation transfers between budget accounts, and for cash transfers between budgetary funds, in order to meet the budgetary needs of various County departments, offices, and agencies; and declaring the necessity that this Resolution become immediately effective.

Sponsor: County Executive FitzGerald/Fiscal Officer/Office of Budget & Management

On a motion by Mr. Miller with a second by Mr. Rogers, Resolution No. R2013-0217 was considered and adopted by unanimous vote.

- c) R2013-0218: A Resolution approving a Collective Bargaining Agreement between Cuyahoga County Common Pleas Court/Juvenile Court Division and Laborers' Local 860, a/w Laborers' International Union of North America, representing approximately 107 employees in 8 classifications in Probation, Clerk's and Transportation Services for the period 11/1/2012 - 10/31/2015; directing that funds necessary to implement the Collective Bargaining Agreement be budgeted and appropriated; authorizing the County Executive to execute the agreement and all other documents consistent with this Resolution; and declaring the necessity that this Resolution become immediately effective.

Sponsors: County Executive FitzGerald on behalf of Common Pleas Court/Juvenile Court Division

Clerk Schmotzer read Resolution No. R2013-0218 into the record. No legislative action was taken by Council.

- d) R2013-0219: A Resolution approving a Collective Bargaining Agreement between Cuyahoga County Common Pleas Court/Juvenile Court Division and Laborers' Local 860, a/w Laborers' International Union of North America, representing approximately 122 employees in 7 classifications in Detention Services for the period 1/1/2013 - 12/31/2015; directing that funds necessary to implement the Collective Bargaining Agreement be budgeted and appropriated; authorizing the County Executive to execute the agreement and all other documents consistent with this Resolution; and declaring the necessity that this Resolution become immediately effective.

Sponsors: County Executive FitzGerald on behalf of Common Pleas Court/Juvenile Court Division

Clerk Schmotzer read Resolution No. R2013-0219 into the record. No legislative action was taken by Council.

12. CONSIDERATION OF RESOLUTIONS FOR FIRST READING AND REFERRAL TO COMMITTEE

- a) R2013-0220: A Resolution approving an Amended and Restated Sewer Service Agreement with City of North Olmsted for conveyance and treatment of wastewater from Olmsted Township to the North Olmsted Wastewater Treatment Plant for the period 10/22/2013 - 10/21/2033 to confirm and clarify joint use, respective rights and obligations in connection with portions of the North Olmsted Sanitary Sewer System jointly used by North Olmsted and the County; authorizing the County Executive to execute the agreement and all other documents consistent with this Resolution; and declaring the necessity that this Resolution become immediately effective.

Sponsor: County Executive FitzGerald/Department of Public Works/
Division of County Engineer

Council President Connally referred Resolution No. R2013-0220 to the Public Works, Procurement & Contracting Committee.

- b) R2013-0221: A Resolution making an award on RQ28695 to Jack Doheny Companies, Inc. in the amount not-to-exceed \$3,000,000.00 for sewer jet/vac trucks, parts, supplies and services for the period 10/1/2013 - 9/30/2018; authorizing the County Executive to execute the contract and all other documents consistent with said award and this Resolution; and declaring the necessity that this Resolution become immediately effective.

Sponsor: County Executive FitzGerald/Department of Public Works/
Division of County Engineer

Council President Connally referred Resolution No. R2013-0221 to the Public Works, Procurement & Contracting Committee.

- c) R2013-0222: A Resolution authorizing an Economic Development Redevelopment Ready Loan in the amount not-to-exceed \$1,000,000.00 to Fairmont Creamery Leverage Lender, LLC for renovation of a building located at 1720 Willey Avenue, Cleveland; authorizing the Deputy Chief of Staff of Development or Director of Development to execute all documents consistent with said loan and this Resolution; and declaring the necessity that this Resolution become immediately effective.

Sponsor: County Executive FitzGerald/Department of Development

Council President Connally referred Resolution No. R2013-0222 to the Economic Development & Planning Committee.

- d) R2013-0223: A Resolution rescinding Resolution No. R2013-0093 and authorizing the issuance and sale of County of Cuyahoga, Ohio Taxable Economic Development Revenue Bonds, Series 2013 (Flats East Bank Phase II Project) in the aggregate principal amount not-to-exceed \$17,000,000.00 for the purpose of assisting in the financing of a "Project" within the meaning of Chapter 165, Ohio Revised Code, paying capitalized interest, funding a debt service reserve fund and paying costs of issuance; providing for a guaranty for the payment of such bonds; authorizing the execution of various documents required in connection with said bond issuance and authorizing and approving related matters; and declaring the necessity that this Resolution become immediately effective.

Sponsor: County Executive FitzGerald/Department of Development

Bond Counsel: Porter Wright Morris & Arthur LLP

Council President Connally referred Resolution No. R2013-0223 to the Economic Development & Planning Committee.

- e) R2013-0224: A Resolution authorizing the issuance and sale of County of Cuyahoga, Ohio Taxable Economic Development Revenue Bonds, Series 2013B (Westin Cleveland Hotel Project) in an aggregate principal amount not-to-exceed \$6,500,000.00 for the purpose of providing moneys to pay costs of a "Project" within the meaning of Ohio Revised Code Chapter 165; authorizing the preparation and use of a preliminary official statement; authorizing the preparation, execution and use of an official statement; approving and authorizing the execution of a cooperative agreement, a bond purchase agreement, a bond registrar agreement and a continuing disclosure agreement; authorizing other actions related to the issuance of the bonds; and declaring the necessity that this Resolution become immediately effective.

Sponsor: County Executive FitzGerald/Department of Development

Bond Counsel: Benesh Friedlander Coplan & Aronoff, LLP

Council President Connally referred Resolution No. R2013-0224 to the Economic Development & Planning Committee.

- f) R2013-0225: A Resolution authorizing a revenue generating agreement with City of Cleveland/Cleveland Municipal Court in the amount not-to-exceed \$1,804,656.00 for legal services for indigent persons for the period 1/1/2013 - 12/31/2013; authorizing the County Executive to execute the agreement and all other documents consistent with this Resolution; and declaring the necessity that this Resolution become immediately effective.

Sponsors: County Executive FitzGerald on behalf of Public Defender

Council President Connally referred Resolution No. R2013-0225 to the Public Safety & Justice Affairs Committee.

13. COMMITTEE REPORTS AND CONSIDERATION OF RESOLUTIONS FOR SECOND READING

- a) R2013-0211: A Resolution authorizing two Economic Development Redevelopment Ready Loans, each in the amount not-to-exceed \$1,000,000.00, to Parmatown Station LLC for asbestos abatement, partial demolition and renovations of property located at the southwest corner of Ridge and Ridgewood Roads, Parma; authorizing the Deputy Chief of Staff of Development or Director of Development to execute all documents consistent with said loans and this Resolution; and declaring the necessity that this Resolution become immediately effective.

Sponsors: County Executive FitzGerald/Department of Development and Councilmember Germana

Committee Assignment and Chair: Economic Development & Planning – Schron

Clerk Schmotzer read Resolution No. R2013-0211 into the record.

This item will move to the October 22, 2013 Council meeting agenda for third reading.

- b) R2013-0212: A Resolution authorizing an Economic Development Redevelopment and Modernization Loan in the amount not-to-exceed \$680,000.00 to Playhouse Square 1317 LLC for renovation of property located at 1317 Euclid Avenue, Cleveland; authorizing the Deputy Chief of Staff of Development or Director of Development to execute all documents consistent with said loan and this Resolution; and declaring the necessity that this Resolution become immediately effective.

Sponsor: County Executive FitzGerald/Department of Development

Committee Assignment and Chair: Economic Development & Planning –
Schron

Clerk Schmotzer read Resolution No. R2013-0212 into the record.

This item will move to the October 22, 2013 Council meeting agenda for third reading.

14. COMMITTEE REPORTS AND CONSIDERATION OF RESOLUTIONS FOR SECOND
READING ADOPTION UNDER SUSPENSION OF RULES

A motion was made by Mr. Gallagher, seconded by Mr. Germana and approved by unanimous vote to suspend Rule 9D and to place on final passage Resolution Nos. R2013-0205, R2013-0206, R2013-0207, R2013-0208, R2013-0209, R2013-0210, R2013-0213 and R2013-0214.

- a) R2013-0205: A Resolution declaring that public convenience and welfare requires replacement of Akins Road Culvert 01.12 in the City of North Royalton; total estimated project cost \$490,000.00; finding that special assessments will neither be levied nor collected to pay for any part of the County's costs of said improvement; authorizing the County Executive to enter into an agreement of cooperation with said municipality in connection with said project; and declaring the necessity that this Resolution become immediately effective.

Sponsor: County Executive FitzGerald/Department of Public Works/
Division of County Engineer

Committee Assignment and Chair: Public Works, Procurement &
Contracting – Jones

On a motion by Mr. Jones with a second by Ms. Conwell, Resolution No. R2013-0205 was considered and adopted by unanimous vote.

- b) R2013-0206: A Resolution declaring that public convenience and welfare requires replacement of Eastland Road Culvert 00.53 in the City of Middleburg Heights; total estimated project cost \$420,000.00; finding that special assessments will neither be levied nor collected to pay for any part of the County's costs of said improvement; authorizing the County Executive to enter into an agreement of cooperation with said municipality in connection with said project; and declaring the necessity that this Resolution become immediately effective.

Sponsors: County Executive FitzGerald/Department of Public Works/
Division of County Engineer and Councilmember Germana

Committee Assignment and Chair: Public Works, Procurement &
Contracting – Jones

**On a motion by Mr. Jones with a second by Ms. Conwell, Resolution No. R2013-0206
was considered and adopted by unanimous vote.**

- c) R2013-0207: A Resolution approving Right-of-Way plans as set forth in Plat No. 5017 for rehabilitation of various Highland Road Bridges over Euclid Creek in the City of Euclid; authorizing the County Executive through the Department of Public Works to acquire said necessary Rights-of-Way; finding that special assessments will neither be levied nor collected to pay for any part of the County's costs of said improvement; and declaring the necessity that this Resolution become immediately effective:

- 1) No. 156 (nka 00.13)
- 2) No. 157 (nka 00.31)
- 3) No. 158 (nka 00.54)
- 4) No. 226 (nka 00.64)

Sponsor: County Executive FitzGerald/Department of Public Works/
Division of County Engineer

Committee Assignment and Chair: Public Works, Procurement &
Contracting – Jones

**On a motion by Mr. Jones with a second by Mr. Miller, Resolution No. R2013-0207
was considered and adopted by unanimous vote.**

- d) R2013-0208: A Resolution making an award on RQ27661 to Regency Construction Services, Inc. in the amount not-to-exceed \$2,467,000.00 for construction of the Cuyahoga County Crime Lab; authorizing the County Executive to execute the contract and all other documents consistent with said award and this Resolution; and declaring the necessity that this Resolution become immediately effective.

Sponsor: County Executive FitzGerald/Department of Public Works and
Medical Examiner

Committee Assignment and Chair: Public Safety & Justice Affairs –
Gallagher

On a motion by Mr. Gallagher with a second by Mr. Germana, Resolution No. R2013-0208 was considered and adopted by unanimous vote.

- e) R2013-0209: A Resolution making an award on RQ27988 to Trafftech, Inc. in the amount not-to-exceed \$1,222,800.00 for striping in connection with the Countywide Preventative Maintenance Program for the period 10/1/2013 - 10/31/2014; authorizing the County Executive to execute the contract and all other documents consistent with said award and this Resolution; and declaring the necessity that this Resolution become immediately effective.

Sponsors: County Executive FitzGerald/Department of Public Works/
Division of County Engineer and Councilmembers Germana, Jones and
Miller

Committee Assignment and Chair: Public Works, Procurement &
Contracting – Jones

On a motion by Mr. Jones with a second by Mr. Germana, Resolution No. R2013-0209 was considered and adopted by unanimous vote.

- f) R2013-0210: A Resolution authorizing a Continuation Agreement with County Commissioners Association of Ohio Service Corporation for participation in the Natural Gas Purchase Program for the period 1/1/2014 - 12/31/2019; authorizing the County Executive to execute the agreement and all other documents consistent with this Resolution; and declaring the necessity that this Resolution become immediately effective.

Sponsor: County Executive FitzGerald/Department of Public Works

Committee Assignment and Chair: Public Works, Procurement &
Contracting – Jones

On a motion by Mr. Jones with a second by Ms. Conwell, Resolution No. R2013-0210 was considered and adopted by unanimous vote.

- g) R2013-0213: A Resolution making awards to various municipalities in the total amount of \$1,050,000.00 for various municipal grant projects for the 2014 Community Development Block Grant Municipal Grant Program for the period 10/1/2013 - 9/30/2014; authorizing the County Executive to execute the agreements and all other documents consistent with said awards and this Resolution; and declaring the necessity that this Resolution become immediately effective:

- 1) City of Bedford in the amount of \$150,000.00 for the Ellenwood Community Center Renovation Project.
- 2) City of Berea in the amount of \$150,000.00 for the North Rocky River Drive Corridor Improvement Project.
- 3) City of Brook Park in the amount of \$150,000.00 for the West 147th and Elm Avenue Full Depth Concrete Repairs Project.
- 4) City of Maple Heights in the amount of \$150,000.00 for the Neighborhood Infrastructure Improvement Project.
- 5) City of Olmsted Falls in the amount of \$150,000.00 for the Olmsted Falls Senior Center Project.
- 6) City of Warrensville Heights in the amount of \$150,000.00 for the Clarkwood Area Streetlight Replacement Safety Project.
- 7) Village of Glenwillow in the amount of \$150,000.00 for the Pergl Road Reconstruction Project.

Sponsors: County Executive FitzGerald/Department of Development and Councilmembers Miller, Jones and Gallagher

Committee Assignment and Chair: Economic Development & Planning – Schron

On a motion by Mr. Miller with a second by Mr. Germana, Resolution No. R2013-0213 was considered and adopted by unanimous vote.

- h) R2013-0214: A Resolution authorizing a contract with Pointe Blank Solutions, Ltd. in the amount not-to-exceed \$1,800,000.00 for consultant services for the Case Management and Document Imaging System for the period 3/1/2013 - 2/28/2016; authorizing the County Executive to execute the contract and all other documents consistent with this Resolution; and declaring the necessity that this Resolution become immediately effective.

Sponsor: County Executive FitzGerald on behalf of County Prosecutor

Committee Assignment and Chair: Public Safety & Justice Affairs – Gallagher

On a motion by Mr. Gallagher with a second by Mr. Germana, Resolution No. R2013-0214 was considered and adopted by unanimous vote.

15. CONSIDERATION OF A RESOLUTION FOR THIRD READING ADOPTION

- a) R2013-0092: A Resolution authorizing a Casino Revenue Fund Loan in the amount not-to-exceed \$3,684,650.00 to Playhouse Square District Development Corporation for streetscape improvements; authorizing the

Deputy Chief of Staff of Development or Director of Development to execute all documents consistent with said loan and this Resolution; and declaring the necessity that this Resolution become immediately effective.

Sponsors: County Executive FitzGerald/Department of Development and Councilmember Jones

On a motion by Ms. Conwell with a second by Mr. Miller, Resolution No. R2013-0092 was considered and adopted by unanimous vote.

16. MISCELLANEOUS COMMITTEE REPORTS

Ms. Conwell reported that the Human Resources, Appointments & Equity Committee will meet on Tuesday, October 15, 2013 at 10:00 a.m.

Mr. Greenspan reported that the Council Operations & Intergovernmental Relations Committee will meet on Wednesday, October 16, 2013 at 2:00 p.m.

Mr. Jones reported that the Public Works, Procurement & Contracting Committee will meet on Wednesday, October 16, 2013 at 11:00 a.m.

On behalf of Mr. Schron, Council President Connally reported that the Economic Development & Planning Committee will meet on Wednesday, October 16, 2013 at 3:00 p.m.

Mr. Gallagher reported that the Public Safety & Justice Affairs Committee will meet on Tuesday, October 15, 2013 at 1:00 p.m.

Mr. Miller reported that the Finance & Budgeting Committee scheduled for Tuesday, October 15, 2013 at 3:00 p.m. has been cancelled.

17. MISCELLANEOUS BUSINESS

Mr. Gallagher requested that Sheriff Frank Bova address Council regarding the Strategies Against Violent Encounters (S.A.V.E.) Initiative free self-defense seminars. This program is sponsored by Cuyahoga County in partnership with the Cleveland NAACP.

Mr. Greenspan said that he prepared a statement regarding the Convention Center Hotel Project and that it will be distributed to all Councilmembers.

Council President Connally stated that she submitted comments to the Cleveland Plain Dealer Editorial Board regarding the proposed lodging excise tax.

18. PUBLIC COMMENT UNRELATED TO AGENDA

There was no public comment unrelated to the agenda.

19. ADJOURNMENT

With no further business to discuss, the meeting was adjourned by Council President Connally at 6:00 p.m., without objection.

COUNTY COUNCIL OF CUYAHOGA COUNTY, OHIO

MOTION NO. M2013-0030

Sponsored by: Councilmembers Connally and Conwell

A Motion reappointing Richard T. Prasse to serve on the Cuyahoga County Soldiers' and Sailors' Monument Board of Trustees for the term 11/16/2013 - 11/15/2018, and declaring the necessity that this Motion become immediately effective.

WHEREAS, Ohio Revised Code Chapter 345 provides that a county may establish a memorial to commemorate the services of all members and veterans of the armed forces, and authorizes the taxing authority of the county to appoint a board of trustees for such a memorial; and,

WHEREAS, Article III, Section 3.01 of the County Charter establishes that the County Council is the "taxing authority;" and,

WHEREAS, Richard T. Prasse has served admirably as a Trustee for the Cuyahoga County Soldiers' and Sailors' Monument Commission since 2005; and

WHEREAS, Richard T. Prasse's most recent term of service on the Cuyahoga County Soldiers' and Sailors' Monument Board of Trustees ends on November 15, 2013; and

WHEREAS, Council has determined that Richard T. Prasse's continued service on the Board of Trustees would be beneficial to the on-going success and development of the Cuyahoga County Soldiers' and Sailors' Monument; and

WHEREAS, this Council by a vote of at least eight (8) members determines that it is necessary that this Motion become immediately effective in order that Charter requirements can be complied with and critical services provided by Cuyahoga County can continue, and to provide for the usual, daily operation of a County Board.

NOW, THEREFORE, BE IT APPROVED BY THE COUNTY COUNCIL OF CUYAHOGA COUNTY, OHIO:

SECTION 1. The Council of Cuyahoga County, Ohio, hereby reappoints Richard T. Prasse to the Cuyahoga County Soldiers' and Sailors' Monument Board of Trustees for a term beginning on November 16, 2013 and ending on November 15, 2018.

SECTION 2. This Council by a vote of at least eight (8) members determines that it is necessary that this Motion become immediately effective in order that Charter

requirements can be complied with and critical services provided by Cuyahoga County can continue, and to provide for the usual, daily operation of a County Board.

SECTION 3. It is found and determined that all formal actions of this Council concerning and relating to the passage of this Motion were passed in an open meeting of this Council, and that all deliberations of this Council and any of its committees that resulted in such formal action were in meetings open to the public, and in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

On a motion by _____, seconded by _____, the foregoing Motion was duly approved.

Yeas:

Nays:

County Council President Date

Clerk of Council Date

First Reading/Referred to Committee:
Committee(s) Assigned:

Journal _____
_____, 2013

From: Ted Prasse <rtp@hahnlaw.com>
To: "tmcaleer@cuyahogacounty.us" <tmcaleer@cuyahogacounty.us>
Date: 10/18/2013 12:13 PM
Subject: Soldiers'and Sailors' Monument appointment

Please consider this my request to be reappointed to an additional 5 year term to the Monument Commission effective as of the November 15 expiration of my current term. I currently serve and president and hope to avoid any challenges caused by a gap. Please advise if you need anything further.
Ted



Media Room [Login](#)[PRACTICE AREAS](#)[PROFESSIONALS](#)[ABOUT US](#)[NEWS & EVENTS](#)[JOIN OUR FIRM](#)[CONTACT US](#)[HOME](#)**Areas of Emphasis**

Employee Health & Safety
 Employment / Non-Competition
 Agreements Litigation
 Employment Issues
 Non-Profit Institutions
 Union Relations

[print this page](#)**Biography****Associations****News & Publications****Notable Cases****Admissions****Richard T. Prasse**

Partner
rtpasse@hahnlaw.com

Cleveland Office

216.274.2233(p)
 216.274.2232 (f)

**Biography**

Richard T. Prasse represents private and public sector employers in NLRB and SERB matters, labor negotiations, arbitrations, equal employment litigation, OSHA and Ohio Workers' Compensation matters. Ted also has experience representing schools in constitutional and statutory issues in public, student and employee matters.

Recent Representations

- Long-standing and nationwide representation of international apparel manufacturers in employment litigation in numerous states, including Ohio, New York, Hawaii, Georgia, Colorado, California and Florida. Cases have included a wide range of issues, including race, national origin, sexual orientation, sex, and disability discrimination, sexual harassment, racial harassment, and workers' compensation retaliation. Representation includes facilities in Cleveland, Ohio, New York, New York, Savannah, Georgia, and 40+ retail stores located throughout the United States.
- Successfully defended against a putative class action filed by firefighters employed by the City of Parma, Ohio, the largest suburb of Cleveland. The claims, which involved allegations of improperly set base rates of pay, were settled for a nominal sum after our team defeated class action status and steered the claims into a collective action.
- Successfully defended a hospital in a putative class action filed by the DOL. The claims involved allegations of unpaid compensable work time. After considerable discovery, the case settled for nuisance value.
- Represented a national manufacturer in collective bargaining, culminating in strike and plant closing.
- Represented a national pharmaceutical firm in collective bargaining with improved quality and productivity during multi-year plant closing.

Ted is listed in the 2009-14 editions of *The Best Lawyers in America* in the category of Labor and Employment Law, and in the 2010-12 editions of *Ohio Super Lawyers*. He is AV® Preeminent™ Rated by Martindale-Hubbell, its highest available rating for legal ability and professional ethics.

Education

| | | |
|---|---------------|------|
| Case Western Reserve University School of Law | J.D. | 1981 |
| Duke University | B.A., History | 1975 |

Practice Areas

- Business
- Litigation
- Creditors' Rights
- Labor & Employment
- Intellectual Property
- Construction
- Health Care
- Environmental
- Government
- Estate Planning

Professionals

- Attorney Search
- Paralegal Search

About Us

- About Us
- History
- Our Clients
- Pro Bono
- Going Green

News and Events

- In the News
- Client Advisories
- Publications
- Intellectual Property Newsletter
- Events and Speaking Engagements

Join Our Firm

- Summer Associate Program
- Mentoring Program
- Partnership Track
- Compensation
- Our Culture
- Diversity

Contact Us

- Cleveland, OH
- Columbus, OH
- Akron, OH
- Naples, FL
- Fort Myers, FL
- Indianapolis, IN
- San Diego, CA

- Food & Beverage

[privacy policy](#) [contact us](#) [home](#) © 2013 Hahn Loeser & Parks LLP

The material available on this site is for information purposes only and does not constitute legal advice, nor is it intended as a substitute for legal counsel.

County Council of Cuyahoga County, Ohio

Resolution No. R2013-0215

| | |
|--|--|
| Sponsored by: Councilmembers Connally, Rogers and Germana | A Resolution approving and concurring with amendments made to the Northeast Ohio Areawide Coordinating Agency (“NOACA”) Code of Regulations on 8/9/2013 as shown in NOACA Resolution No. 2013-027, and declaring the necessity that this Resolution become immediately effective. |
|--|--|

WHEREAS, County Councilmembers Connally, Rogers and Germana have recommended approval and concurrence with amendments made to the Northeast Ohio Areawide Coordinating Agency (“NOACA”) Code of Regulations; and,

WHEREAS, on August 9, 2013, the governing board of NOACA adopted the amendments made to the NOACA Code of Regulations, NOACA Board Resolution No. 2013-027; and,

WHEREAS, the amendments to Articles IV and IX of the NOACA Code of Regulations do not become effective unless and until ratified by the five member counties;

WHEREAS, Article IV of the NOACA Code of Regulations establishes the NOACA Board of Directors, providing for the Board’s duties, composition, alternates, terms, election of officers, vacancies, removal of members, compensation of board members, and applicability of Ohio Ethics Law ; and

WHEREAS, Article IX of the NOACA Code of Regulations governs the process by which the NOACA Code of Regulations may be amended; and

WHEREAS, it is necessary that this Resolution become immediately effective in order that critical services provided by Cuyahoga County can continue and to provide for the usual, daily operation of a County entity.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNTY COUNCIL OF CUYAHOGA COUNTY, OHIO:

SECTION 1. That the Cuyahoga County Council hereby approves and concurs with the amendments made to the NOACA Code of Regulations on August 9, 2013, as shown in NOACA Resolution No. 2013-027.

SECTION 2. It is necessary that this Resolution become immediately effective for the usual daily operation of the County; the preservation of public peace, health, or safety in the County; and any additional reasons set forth in the preamble. Provided that this Resolution receives the affirmative vote of at least eight members of Council, it shall take effect and be in force immediately upon the earliest occurrence of any of the following: (1) its approval by the County Executive through signature, (2) the expiration of the time during which it may be disapproved by the County Executive under Section 3.10(6) of the Cuyahoga County Charter, or (3) its passage by at least eight members of Council after disapproval pursuant to Section 3.10(7) of the Cuyahoga County Charter. Otherwise, it shall take effect and be in force from and after the earliest period allowed by law.

SECTION 3. It is found and determined that all formal actions of this Council relating to the adoption of this Resolution were adopted in an open meeting of the Council, and that all deliberations of this Council and of any of its committees that resulted in such formal action were in meetings open to the public, in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

On a motion by _____, seconded by _____, the foregoing Resolution was duly adopted.

Yeas:

Nays:

County Council President

Date

County Executive

Date

Clerk of Council

Date

First Reading/Referred to Committee: October 8, 2013

Committee(s) Assigned: Council Operations & Intergovernmental Relations

Journal _____
_____, 20__



2013 GOVERNING BOARD MEMBERS

President
• Valarie J. McCall, Chief of Government Affairs
City of Cleveland

First Vice President
• Mary E. Samide, Commissioner
Geauga County Board of Commissioners

Second Vice President
• Ted Kalo, Commissioner
Lorain County Board of Commissioners

Secretary
• Daniel P. Troy, Commissioner
Lake County Board of Commissioners

Assistant Secretary
Kathleen Scheutow, Trustee
Brunswick Hills Township, Medina County

Assistant Secretary
Robert E. Aufdriess, Commissioner
Lake County Board of Commissioners

Treasurer
• Stephen D. Hambley, Commissioner
Medina County Board of Commissioners

Assistant Treasurer
Julius Ciaccia, Jr., Executive Director
N. E. Ohio Regional Sewer District

Assistant Treasurer
John D. Hunter, Mayor
Sheffield Village, Lorain County

(Immediate Past Governing Board President)
• Edward S. Jerse, Director of
Regional Collaboration, Cuyahoga County

Robert G. Blomquist, Mayor
City of Olmsted Falls

Anthony Brancatelli, Councilperson
City of Cleveland

Holly Brinda, Mayor
City of Elyria

Robert N. Brown, Director of Planning
City of Cleveland

Joseph A. Calabrese
GCRTA General Manager/CEO
Kenneth P. Carney, Sr., PE, P.S., Engineer
Lorain County

William R. Cervenik, Mayor
City of Euclid

Scott E. Coleman, Mayor
City of Highland Heights

Timothy J. DeGeeter, Mayor
City of Parma

Christopher Easton, Service Director
City of Wadsworth

• Edward O. FitzGerald, County Executive
Cuyahoga County

William D. Friedman, President & CEO
Cleveland-Cuyahoga County Port Authority

James R. Gills, PE, P.S., Engineer
Lake County

Richard Heidecker, Trustee
Columbia Township

Susan K. Infield, Mayor
City of University Heights

• Frank G. Jackson, Mayor
City of Cleveland

Tracy A. Jernison, Commissioner
Geauga County Board of Commissioners

Ray Jurkowski, General Manager
Laketran

Martin J. Keane, Councilperson
City of Cleveland

Mamie J. Mitchell, Councilperson
City of Cleveland

Judy Moran, Commissioner
Lake County Board of Commissioners

Susanna Niermann O'Neill, Acting City Manager
City of Cleveland Heights

Myron S. Pakush, Deputy Director
Ohio DOT - District 12

Michael S. Prociuk, Mayor
Village of Brooklyn Heights

Chase M. Ritenauer, Mayor
City of Lorain

Julian Rogers, Councilperson
Cuyahoga County Council

Michael J. Salay, PE, P.S., Engineer
Medina County

Ralph Spidalieri, Commissioner
Geauga County Board of Commissioners

Leonard A. Spremulli, Mayor
Village of Bentleyville

Robert A. Stefanik, Mayor
City of North Royalton

Michael P. Summers, Mayor
City of Lakewood

Deborah L. Sutherland, Mayor
City of Bay Village

Bonita G. Teeuwen, PE, Director
Cuyahoga County Department of Public Works

Jomarie Wasik, Director of Capital Projects
City of Cleveland

Tom Williams, Commissioner
Lorain County Board of Commissioners

Ex officio Member:
Kurt Princic, District Chief
Northeast District Office
Ohio Environmental Protection Agency

• Executive Committee Members

Grace Gallucci, NOACA Executive Director

August 13, 2013

Honorable Edward FitzGerald, Cuyahoga County Executive
1219 Ontario Street
Cleveland OH 44113

Honorable C. Ellen Connally, President, Cuyahoga County Council
1219 Ontario Street, Room #424
Cleveland OH 44113

Dear Executive FitzGerald and President Connally:

Enclosed please find NOACA Resolution 2013-027, which revises the NOACA Code of Regulations. Many important changes have been made, including a complete restructuring of the committee process to provide for greater engagement by Board members. My thanks to Mr. Ed Jerse and Mr. Nate Kelly for their efforts related to this successful initiative, principally for their participation in the Code of Regulations Task Force.

The changes identified in red ink in Article IV and Article IX need the concurrence of the five counties of Cuyahoga, Geauga, Lake, Lorain, and Medina before they can become effective. The Resolution contains a 90-day window for this action. A copy of the Code of Regulations as it would appear with all the adopted changes accepted is also enclosed for your reference.

Consequently, I request that your county adopt a resolution as soon as reasonably possible, concurring with these changes. Please call me at any time with questions or concerns. Thank you for your prompt attention to this matter and for your support of NOACA.

Sincerely,

Grace Gallucci
Executive Director

3149w GG/aw

Enclosure: Resolution 2013-027, adopted by NOACA on August 9, 2013
Final form of Code of Regulations

**RESOLUTION OF THE GOVERNING BOARD
OF THE
NORTHEAST OHIO AREAWIDE COORDINATING AGENCY**

WHEREAS, the Northeast Ohio Areawide Coordinating Agency (NOACA) is the Metropolitan Planning Organization (MPO) for the counties of Cuyahoga, Geauga, Lake, Lorain and Medina, and the areawide water quality management agency for the same region; and

WHEREAS, the NOACA Code of Regulations provides for the organization and operation of NOACA, its officers, its committees, and the Governing Board itself; and

WHEREAS, the NOACA Code of Regulations is periodically reviewed in order to increase the agency's functionality and efficiency, to allow the agency to provide greater service to its members, and to allow for increased public participation and transparency; and

WHEREAS, the NOACA Code of Regulations Task Force met to study improvements that might be made to the Code of Regulations and have submitted written recommendations to the Executive Committee and to the Governing Board, which resulted in the Governing Board discussing, recommending revisions to, and tabling Resolution 2013-022 at its July 12, 2013 meeting;

WHEREAS, the Task Force convened again and its discussions resulted in the proposed amendments to the Code described in Attachment A.

NOW, THEREFORE, BE IT RESOLVED by the Governing Board of the Northeast Ohio Areawide Coordinating Agency, consisting of forty-four principal officials serving general purpose local governments throughout and within the Counties of Cuyahoga, Geauga, Lake, Lorain and Medina Counties that:

Section 1. The NOACA Code of Regulations is amended as shown in Attachment A, effective immediately, except for those changes in Article IV and Article IX, all of which require the concurrence of the five counties of Cuyahoga, Geauga, Lake, Lorain, and Medina, from whom concurrence is sought within 90 days. If written concurrence is not received within 90 days, the changes contained in Article IV and Article IX will be void and of no effect.

Certified to be a true copy of a Resolution of the Governing Board of the Northeast Ohio Areawide Coordinating Agency adopted this 9th day of August 2013.

Secretary: _____

Date Signed: _____

ATTACHMENT A

CODE OF REGULATIONS
OF THE
NORTHEAST OHIO AREAWIDE COORDINATING
AGENCY

(Agency By-Laws)

Revised **and Restated** as of _____, 2013

This document constitutes the revised and restated Code of Regulations of NOACA, as adopted and approved by Board of Directors Resolution 2013-_____, adopted _____, 2013.

Deleted: March 8

Deleted: ¶

¶
Revisions to this document include those made by Governing Board Resolution 2010-050, ratified by the five counties on April 5, 2011. All changes from Governing Board Resolution 2011-030, adopted August 12, 2011, are also included. All changes from Governing Board Resolution 2012-050, adopted December 14, 2012, are also included. All changes from Governing Board Resolutions 2013-003 and 2013-004 adopted March 8, 2013, are also included.¶

Deleted: 0072a

Deleted: March

TABLE OF CONTENTS

Page

| | | |
|--------------------|---|----------|
| ARTICLE I | NAME AND MISSION | 1 |
| Section 1.1 | Name | 1 |
| Section 1.2 | Mission | 1 |
| ARTICLE II | POWERS OF AGENCY | 1 |
| Section 2.1 | Powers | 1 |
| ARTICLE III | MEMBERS | 2 |
| Section 3.1 | Counties | 2 |
| Section 3.2 | Cities, Villages, and Townships | 2 |
| Section 3.3 | Regional Governmental Authorities and Districts | 2 |
| Section 3.4 | Membership Dues | 2 |
| Section 3.5 | Suspension of Membership | 3 |
| ARTICLE IV | <u>BOARD OF DIRECTORS</u> | 3 |
| Section 4.1 | Duties of <u>Board of Directors</u> | 3 |
| Section 4.2 | Composition; Alternates; Term | 3 |
| Section 4.3 | Officers; Election; Qualification; Term of Office; Resignation | 6 |
| Section 4.4 | Vacancies | 7 |
| Section 4.5 | <u>Removal</u> | 8 |
| Section 4.6 | Compensation of Board Members | 8 |
| Section 4.7 | <u>Applicability of Ohio Ethics Laws</u> | 8 |
| ARTICLE V | ORGANIZATION OF <u>BOARD OF DIRECTORS</u> | 8 |
| Section 5.1 | Regular Meetings | 8 |
| Section 5.2 | Special Meetings | 8 |
| Section 5.3 | Notice of Meetings | 9 |
| Section 5.4 | Presiding Officer | 9 |
| Section 5.5 | Ratification | 9 |
| Section 5.6 | Quorum | 9 |
| Section 5.7 | Public Meetings | 9 |
| Section 5.8 | <u>Procedure</u> | 9 |

Deleted: 2

Deleted: GOVERNING

Deleted: Governing

Deleted: 5

Deleted: 6
Section 4.5 - Removal

Formatted: Font: Bold

Deleted: GOVERNING

Deleted: 7

Deleted: 7

Deleted: 7

Deleted: 7

Deleted: 7

Deleted: 7

Deleted: 7

Deleted: 8

Deleted: 0072a

Deleted: March

**ARTICLE VI COMMITTEES, SUBCOMMITTEES, ADVISORY COUNCILS
AND TASK FORCES.....9**

Deleted: 8

| | | |
|---------------------|--|----|
| Section 6.1 | Establishment of Committees, Subcommittees, Advisory Councils and Task Forces | 9 |
| Section 6.2 | Standing Committees | 10 |
| Section 6.3 | Executive Committee | 11 |
| Section 6.4 | Planning and Programming Committee | 11 |
| Section 6.5 | Policy Committee | 14 |
| Section 6.6 | Governance Committee | 15 |
| Section 6.7 | Finance and Audit Committee | 15 |
| Section 6.8 | External Affairs Committee | 15 |
| Section 6.9 | Other Committees, Subcommittees and Task Forces | 15 |
| Section 6.10 | Citizen and Business Participation | 16 |

ARTICLE VII AGENCY STAFF 16

| | | |
|--------------------|---|----|
| Section 7.1 | Executive Director | 16 |
| Section 7.2 | Powers and Duties of Executive Director | 16 |
| Section 7.3 | Staff | 16 |

ARTICLE VIII INDEMNITY 17

| | | |
|--------------------|--|----|
| Section 8.1 | In General | 17 |
| Section 8.2 | Indemnification Against Expenses | 17 |
| Section 8.3 | Process | 18 |
| Section 8.4 | Prior Payment | 18 |
| Section 8.5 | Non-Exclusive | 18 |

ARTICLE IX AMENDMENTS..... 18

ARTICLE X MISCELLANEOUS 19

| | | |
|---------------------|------------------------|----|
| Section 10.1 | Checks and Notes | 19 |
| Section 10.2 | Seal | 19 |
| Section 10.3 | Notices | 19 |
| Section 10.4 | Waiver of Notice | 19 |
| Section 10.5 | Captions | 19 |

**APPENDIX I COMMITTEES, SUBCOMMITTEES, ADVISORY COUNCILS
AND TASK FORCES.....19**

Deleted: 18

Deleted: 0072a

Deleted: March

**CODE OF REGULATIONS
OF THE
NORTHEAST OHIO AREAWIDE COORDINATING AGENCY**

As local officials of the five Ohio counties of Cuyahoga, Geauga, Lake, Lorain and Medina and the City of Cleveland, ~~and~~ as part of our responsibilities for carrying out transportation and environmental planning in the five-county region, under local direction and in accordance with federal and state mandates, pursuant to authority granted under Ohio Revised Code Section 307.14, *et seq.*, we have established the Northeast Ohio Areawide Coordinating Agency and adopt the following Code of Regulations.

Deleted: (NOACA)

ARTICLE I

NAME AND MISSION

Section 1.1 Name. The name of this regional organization is the Northeast Ohio Areawide Coordinating Agency (NOACA or the Agency). The NOACA area for transportation and environmental planning encompasses the Cleveland/Lorain-Elyria metropolitan region including the five Ohio counties of Cuyahoga, Geauga, Lake, Lorain and Medina, ~~including the City of Cleveland~~ ~~and~~ less the incorporated area of the City of Vermilion in Lorain County.

Section 1.2 Mission. In pursuing responsibilities for transportation and environmental planning for the region, NOACA aims to: (1) improve the quality of life of the region's citizens by enhancing the region's long term economic development potential and by protecting its environmental quality; (2) assist member local governments and agencies in addressing local and regional issues in a cooperative manner; and (3) assure equitable flow and prudent expenditure of public funds.

NOACA supports these aims by: (1) serving as a forum for local public officials to engage in regional debate and intergovernmental cooperation; (2) encouraging local decision-making to be in harmony with the region's transportation and environmental plans; (3) maintaining federal designations and planning processes and meeting federal and state requirements for regional programs; (4) seeking equitable return of state and federal funds to the region to meet locally determined needs; (5) providing information and technical planning support to benefit member communities in order to best use public resources; and (6) advocating interests of the region with state and federal decision-makers.

ARTICLE II

POWERS OF AGENCY

Section 2.1 Powers. The Agency shall act as a comprehensive transportation and environmental planning organization. In so doing it shall plan and coordinate the following four distinct but interrelated areas as: (i) the federal and state designated metropolitan planning

Deleted: 0072a Code of Regulations March 2013 .

organization (MPO) for transportation planning; (ii) the federal designated areawide water quality management planning agency for the five-county area, including the Northeast Ohio Lake Erie Basin (NEOLEB) planning area; (iii) the federal designated planning agency to address transportation-related air quality issues in the five-county area; and (iv) planning and support coordination to the region, as directed by the NOACA Board of Directors, for limited environmental management and transportation planning assistance to member communities and other public agencies and non-governmental organizations. The Agency shall also provide information to members and other public and private organizations and the general public within guidelines established by the Board of Directors.

Deleted: Governing

Deleted: Governing

In addition, the Agency shall exercise powers conferred by applicable federal, state and local laws, regulations, ordinances, rules and policies as well as those powers transferred to it by its members permitted under the Constitution of the State of Ohio and the Ohio Revised Code.

ARTICLE III

MEMBERS

Section 3.1 Counties. The counties of Cuyahoga, Geauga, Lake, Lorain and Medina in the State of Ohio have created the Agency pursuant to Ohio Revised Code Section 307.14, *et seq.* in accordance with federal and state mandates and accordingly these counties, acting through their respective Boards of Commissioners or other administrative structures, are the principal members of the Agency.

Deleted: Board

Section 3.2 Cities, Villages and Townships. By virtue of home rule powers granted by Article XVIII of the Ohio Constitution, as well as statutory or charter authority granted by the Ohio General Assembly or their citizens, the cities, villages, and townships of the NOACA five-county area have important responsibilities for transportation and environmental issues within their jurisdictions. Each city, village and township within the NOACA area is a member of the Agency and entitled to services from the Agency.

Section 3.3 Regional Governmental Authorities and Districts. As provided in the Ohio Revised Code, certain portions of the NOACA area constitute special purpose government districts for transportation, mass transit, air quality and waste water planning and management. Accordingly (except as provided) each county-based regional transit authority and regional sewer district within the NOACA area is a member of the Agency and entitled to participate in the Agency.

Section 3.4 Membership Dues. Financial responsibility for operation of the Agency rests with the five counties that have created the Agency and the City of Cleveland. Basic dues to support operations of the Agency shall be apportioned by population figures established by the decennial census conducted by the U.S. Bureau of Census and each county and the City of Cleveland shall pay their respective share. Each county and the City of Cleveland may further apportion its share of Agency dues to the governmental entities within its geographic area according to a plan submitted to the Board of Directors, but in all circumstances responsibility for the payment of dues shall remain with each of the five counties and the City of Cleveland. Basic dues may be increased or decreased by the Board of Directors each year.

Deleted: members within

Deleted: according to the plan each

Deleted: determines. Basic dues may be increased or decreased by the Governing

Deleted: 0072a Code of Regulations March 2013 .

Section 3.5 Suspension of Membership. Any member whose dues remain unpaid for a period in excess of 90 days after commencement of the fiscal year on each July 1 may be subject to suspension of membership. Suspension of membership may be undertaken by a majority vote of the Board of Directors and may provide for curtailment of voting authority or services and for such other penalties as the Board of Directors may direct in each case. Notice of any member's eligibility for suspension shall be given at regular intervals to the Board of Directors and in writing to the member's chief executive officer.

Deleted: Governing

Deleted: Governing

Deleted: Governing

ARTICLE IV

BOARD OF DIRECTORS

Deleted: GOVERNING

Section 4.1 Duties of Board of Directors. The business of the Agency shall be directed by the Board of Directors. The Board of Directors shall exercise all powers of the Agency, which are not otherwise required to be exercised by Agency members.

Deleted: Governing

Deleted: managed

Deleted: Governing

Deleted: Governing

Deleted: Governing

Deleted: -county area.

Deleted: goal

Deleted: is

Deleted: , while assuring

Section 4.2 Composition; Alternates; Term. The Board of Directors shall consist of representatives from the five counties and the City of Cleveland. The goals for representation are: to bring to the Board's discussions and decision-making the principal elected officials and regional administrators of the NOACA area concerned with transportation and environmental planning; to assure the area's citizens of an approximation of equal representation by population; and to assure the area's citizens of representation reflecting the demographics of the area's population. All members of the Board of Directors must hold an elected or appointed position in or be employed by a political subdivision, government agency, or public body within the geographic area of the respective appointing authorities set forth in Section 4.2(a) through 4.2(f) below. Board positions shall be granted based on requirements of this section. Individual Board members shall be appointed annually and the Board of Directors shall be notified of those appointments at its first meeting each year. Each county and the City of Cleveland shall be responsible for assuring appropriate representation according to this section, recognizing the goal for representation, dues procedures and compliance within each County's, the City of Cleveland's, and the Agency's mission. Each member of the Board shall be entitled to vote on all matters submitted to the Board for a vote.

Deleted: and individual

Deleted: specified

Deleted: the

Deleted: County

Deleted: County

| (a) | | <u>Cuyahoga</u> |
|-----|--------------------------|-----------------|
| | | <u>Votes</u> |
| (i) | <u>County</u> | County |
| | Government | |
| (A) | | County |
| | Executive..... | 1 |
| (B) | | Director of |
| | Public Works..... | 1 |
| (C) | | County |
| | Executive Appointee..... | 1 |
| (D) | | County |
| | Council Member..... | 1 |

Deleted: 0072a Code of Regulations March 2013 .

| | | |
|--------------------|---|-----------|
| (ii)..... | Regional Authorities | |
| (A)..... | Northeast Ohio Regional Sewer District | 1 |
| (B)..... | Greater Cleveland Regional Transit Authority (President of the Board of Trustees or General Manager, as the President of the Board of Trustees may designate) | 1 |
| (C)..... | Cleveland-Cuyahoga Port Authority | <u>1</u> |
| TOTAL | | 7 |
| (iii)..... | Cuyahoga Suburban Regions | |
| (A)..... | West Shore Region | 1 |
| (B)..... | Southwest Region | 1 |
| (C)..... | South/Central Region | 1 |
| (D)..... | Cuyahoga Region | 1 |
| (E)..... | Chagrin/Southeast Region | 1 |
| (F)..... | Heights Region | 1 |
| (G)..... | Hillcrest Region | 1 |
| (H)..... | City of Cleveland Heights | 1 |
| (I)..... | City of Euclid | 1 |
| (J)..... | City of Lakewood | 1 |
| (K)..... | City of Parma | <u>1</u> |
| TOTAL | | 11 |

| | | |
|-----------|--|---|
| (iv)..... | City of Cleveland | |
| (A)..... | Mayor/Chief of Government <u>and International Affairs</u> | 1 |
| (B)..... | Director of Capital Projects..... | 1 |
| (C)..... | Council Member | 1 |
| (D)..... | Council Member | 1 |

Deleted: (

Deleted:)

Deleted: 0072a Code of Regulations March 2013 .

| | | |
|--------------------|---------------|---|
| (E) | Council | |
| Member | | 1 |
| (F) | City Planning | |
| Director | | 1 |
| TOTAL | | 6 |

(b) Geauga County

| | | |
|--------------------|--------|---|
| (i) | County | |
| Commissioner | | 1 |
| (ii) | County | |
| Commissioner | | 1 |
| (iii) | County | |
| Commissioner | | 1 |
| TOTAL | | 3 |

(c) Lake County

| | | |
|--------------------|----------|---|
| (i) | County | |
| Commissioner | | 1 |
| (ii) | County | |
| Commissioner | | 1 |
| (iii) | County | |
| Commissioner | | 1 |
| (iv) | County | |
| Engineer | | 1 |
| (v) | Laketran | 1 |
| TOTAL | | 5 |

(d) Lorain County

| | | |
|--------------------------------------|--------------------------|---|
| (i) | County | |
| Commissioner | | 1 |
| (ii) | County | |
| Commissioner | | 1 |
| (iii) | County | |
| Commissioner (County Engineer) | | 1 |
| (iv) | City of Lorain | 1 |
| (v) | City of Elyria | 1 |
| (vi) | Municipal Representative | 1 |
| (vii) | Township Representative | 1 |
| TOTAL | | 7 |

(e) Medina County

| | | |
|--------------------|--------|---|
| (i) | County | |
| Commissioner | | 1 |

Deleted: 0072a Code of Regulations March 2013 .

(ii) County
 Commissioner (Municipal Representative) 1
 (iii) County
 Commissioner (Township Representative) 1
 (iv) County
 Engineer 1
TOTAL 4

(f) State of Ohio

(i) Department
 of Transportation
 (appointment to be made by ODOT Director) 1

TOTAL 44

(g) Pursuant to contracts approved by the Board of Directors, a representative of the Ohio Environmental Protection Agency, Northeast District Office, is a non-voting member of the Board of Directors of the Agency. The Departments of Development, Natural Resources and the Environmental Protection Agency of the State of Ohio, as well as such other agencies of government as the Board of Directors may approve by resolution adopted at a meeting, may be represented. Representatives of these agencies shall have rights established by the Board of Directors but shall not have a right to vote or a right of initiative.

(h) No staff member of any regional or county planning commission, no consultant, nor any Agency staff member, whether part time or full time, whose salary is reimbursed in whole or in part by or through the Agency, shall vote as a member or alternate of the Board of Directors or the Executive Committee on appropriations, grants or contracts between NOACA and the employer of such person, but attendance of such person may be included in determining a quorum.

(i) The Agency may at times enter into contracts or other transactions with organizations and individuals with whom members of the Board of Directors have a personal or financial relationship. Each person who is a member of the Board of Directors has a duty to exercise their responsibilities in the best interests of the Agency. No Board member will use his or her position with the Agency for his or her own direct or indirect financial gain. Any Board member who has a personal or financial interest in, or who is an owner or principal of a private and nonpublic entity with an interest in, any matter coming before the Board of Directors, or any committee of the Board of Directors on which he or she serves, shall: (i) disclose his or her interest to the President of the Agency or committee chair; (ii) not participate in discussion or deliberations on the matter; and (iii) abstain from voting on the matter. Such disclosure and abstention shall be noted in the minutes of the meeting. Notwithstanding the foregoing, a member of the Board of Directors who has a personal or financial interest in a matter may, at the request of the President of the Board or a committee chair, present information regarding such matter. A Board member who abstains from a matter shall nevertheless be counted in determining a quorum. Each Board member shall identify to the Agency known and potential conflicts of interest annually.

(j) Each person who is a member of the Board of Directors shall designate one alternate to act in the absence of such member, which alternate shall keep the member informed of all matters

- Deleted: Governing
- Deleted: ex officio
- Deleted: Governing
- Deleted: Governing
- Deleted: regulation
- Deleted: Governing
- Deleted: Governing
- Formatted: Right: 0.34"
- Deleted: Each person who is a member of the Governing
- Deleted: shall designate an alternate to act in the absence of such member. Alternates shall possess full powers in all matters which come before the Governing
- Deleted: . Each alternate shall be considered a Board member with respect to all actions taken in capacity as an alternate, including any duties as an Executive Committee member. Designation of an alternate shall be in writing and must be submitted to the Governing Board. Each designation shall be effective for no more than one year from the date it is submitted to the Governing Board. Each person who is
- Deleted: member of the Governing Board may revoke or modify the designation at any time in writing
- Deleted: submit it to the Governing
- Deleted: ¶
¶ Each person who is a member of the Governing
- Deleted: by virtue of a position representing a county within the five-county area may elect to vote by written proxy on any matter submitted to the Board. Alternates are specifically precluded from exercising such proxy rights.¶
¶ Each person who is a member of the Governing
- Deleted: and any alternate designated by such member shall vacate Board membership immediately upon ceasing to hold the public office or position
- Deleted: originally entitled such person to become a member of the Governing
- Deleted: 0072a Code of Regulations March 2013 .

that come before the Board of Directors or any committee on which such alternate serves. When attending a meeting, alternates shall possess full powers in all matters that come before the Board and shall have all the rights and responsibilities of a Board member, including all fiduciary and other responsibilities to the Agency. Each alternate shall be considered a Board member with respect to all actions taken in his or her capacity as an alternate, including any duties as an Executive Committee member.

Deleted: . The successor of such member shall be designated in the same manner as the vacating member was selected.¶
The Governing

(k) Designation of an alternate shall be in writing and must be submitted to the President of the Board. Each designation shall be effective until it is revoked or modified by the Board member who made such designation or his or her successor. Each person who is a member of the Board of Directors may revoke or modify the designation at any time in writing submitted to the President of the Board. Alternates shall, at the time of their appointment and at all times during which they serve on the Board of Directors, hold an elected or appointed position in or be employed by a political subdivision, government agency or public body within the geographic area of the respective appointing authority.

(l) Each person who is a member of the Board of Directors by virtue of a position representing a county within the five-county area may elect to vote by written proxy on any matter submitted to the Board. Alternates are specifically precluded from exercising such proxy rights.

(m) Each person who is a member of the Board of Directors and any alternate designated by such member shall vacate Board membership immediately upon ceasing to hold the public office or position that originally entitled such person to become a member of the Board of Directors. The successor of such member shall be designated in the same manner as the vacating member was selected.

(n) The Board of Directors is authorized to take appropriate measures to ensure attendance and a quorum, including limitations on speaking or similar rights of non-attending members, but no such measure shall operate to diminish the vote of any member government or collection of communities.

Deleted: insure

Section 4.3 Officers; Election; Qualification; Term of Office; Resignation.

(a) At its first meeting in January each year the Board of Directors shall elect a President, First Vice President, Secretary and Treasurer. The Board of Directors may also elect additional Vice Presidents, one or more Assistant Secretaries and one or more Assistant Treasurers. Each officer shall hold office until the next annual meeting of the Board of Directors, until such officer's successor is elected and qualified or until such officer's resignation, removal or death. Upon approval by the Board one person may serve both as Secretary and Treasurer. Alternates may not serve as officers of the Board of Directors.

Deleted: the

Deleted: Governing

Deleted: Governing

Deleted: Governing

Deleted: or

(b) Any officer may resign at any time upon written notice to the Secretary of the Board of Directors.

Deleted: Governing Board.¶
The Governing

(c) The Board of Directors may remove any officer for cause at any time but such removal shall be without prejudice to the representation rights of the Agency member represented by such officer.

Deleted: 0072a Code of Regulations March 2013 .

(d) Any vacancy occurring in any office which is caused by death, resignation, removal or otherwise shall be filled for the unexpired portion of the term by appointment by the President (except that the First Vice President shall succeed the President as set forth below) with approval of the Board of Directors within 30 days of that vacancy.

Deleted: Governing

(e) No member organization shall have more than one Board member serving concurrently as an officer. This limitation does not apply in the case of officers serving as First or Second Vice President, Assistant Secretary or Assistant Treasurer.

(f) President. The President of the Board of Directors shall be the chief policy officer of the Agency and shall exercise all powers and duties in leadership of the Agency as are generally associated with such office including, but not limited to, the power to execute such documents and instruments authorized by resolutions adopted by the Board of Directors. The President shall represent the Agency before bodies of the state and federal government and shall be an ex officio voting member of all Standing Committees. The President shall also be responsible for execution of all directives and resolutions adopted by the Board of Directors.

Deleted: Governing

Deleted: Governing

Deleted: Governing

(g) First Vice President. The First Vice President, in the absence or disability of the President, shall perform duties and exercise powers of the President. In addition, the First Vice President shall perform such other duties prescribed by the Board of Directors or President.

Deleted: Governing

(h) Secretary. The Secretary shall give or cause to be given notice of all meetings of the Board of Directors and shall perform such other duties prescribed by the Board of Directors or President, under whose supervision the Secretary acts. The Secretary shall keep or cause to be kept the corporate seal of the Agency, if any, and when authorized by the Board of Directors, affix it to an instrument which shall be attested to either by the signature of the Secretary, Treasurer or Assistant Secretary. In the absence of the Secretary, the President or designee shall appoint a member to perform the duties of the Secretary.

Deleted: Governing

Deleted: Governing

Deleted: Governing

(i) Treasurer. The Treasurer or designee (or Secretary in the absence or disability of the Treasurer) shall have responsibility for the custody of Agency funds and securities and shall keep or cause to be kept full and accurate accounts of receipts and disbursements in books belonging to the Agency, and shall deposit or cause to be deposited all funds and securities of the Agency in depositories designated by the Board of Directors. The Treasurer shall oversee the disbursement of funds as directed by the Board of Directors, taking proper vouchers for such disbursements, and shall give or cause to be given to the President and other members of the Board of Directors a periodic accounting of all transactions and the financial condition of the Agency. The Treasurer shall perform such other duties prescribed by the Board of Directors or President.

Deleted: Governing

Deleted: disburse

Deleted: Governing

Deleted: Governing

Deleted: Governing

(j) Vice Presidents, Assistant Secretaries and Assistant Treasurers. In the absence or disability of the First Vice President, Secretary or Treasurer, the Second Vice President, Assistant Secretaries or Assistant Treasurers in the order designated by the Board of Directors, shall perform the duties of the First Vice President, Secretary or Treasurer, respectively, and shall have full powers of the office.

Deleted: Governing

Deleted: 0072a Code of Regulations March 2013 .

Section 4.4 Vacancies. A vacancy in the Board of Directors, however occurring, shall be filled by a public official designated in the same manner as the vacating member was selected, to hold office for the whole or balance of the term to which such member was elected or until such member's successor is elected and qualified or until earlier resignation, removal from office or death.

Deleted: Governing

Section 4.5 Removal. The Board of Directors may at any time remove for cause any member, except for individuals who are members of the Board solely because of their position as an elected official of a member agency, or any alternate. Removal must occur at a special meeting duly called for this purpose or at a regular meeting of the Board of Directors where notice of this purpose has been established at the immediately preceding Board meeting and the affirmative vote of two-thirds of the Board members in attendance at such meeting is required for any such removal. Removal shall be without prejudice to the representation rights of the Agency member represented by such Board member or alternate. Removal of a member of the Board will not affect the appointment of any alternate to such member. The successor to such member or alternate shall be designated in the same manner as the removed member was selected.

Deleted: A majority of the members of the Governing

Deleted: may

Deleted: is not a member

Deleted: and

Deleted:

Deleted: Governing

Section 4.6 Compensation of Board Members. A member of the Board of Directors shall not receive compensation for services other than ordinary and incidental expenses, except that a member may be reimbursed for other reasonable expenses approved by a majority of the Board of Directors. The Agency considers attendance at meetings of the Board of Directors and its committees to be public employment on the same basis that any Board member or alternate is considered in public employment for the public position that determined qualification for membership on the Board of Directors.

Deleted: Governing

Deleted: Governing Board

Deleted: Governing Board

Deleted: Governing Board.

Section 4.7 Applicability of Ohio Ethics Law. The provisions of Ohio Revised Code Chapter 102, and the related provisions contained in Ohio Revised Code Sections 2921.42 and 2921.43 are applicable to all members of the Board of Directors of the Agency and to all alternates. However, members or alternates who are not otherwise required to file the financial disclosure statement mandated by Ohio Revised Code Sections 102.02, 102.021 and 102.022 shall not be required to file such statement solely as a result of his or her appointment to the Board of the Agency as a member or alternate. Appoint as a member of the Board of the Agency or as an alternate does not constitute the holding of a public office or employment within the meaning of Ohio Revised Code Chapter 102 or Chapter 2921.

ARTICLE V

ORGANIZATION OF THE BOARD OF DIRECTORS

Deleted: GOVERNING

Section 5.1 Regular Meetings. Regular meetings of the Board of Directors shall be determined and published annually at the principal offices of the Agency or such other location and time as the Board designates.

Deleted: Governing

Section 5.2 Special Meetings. Special meetings of the Board of Directors may be called at any time by the President or by a majority of members upon written notice delivered to the President

Deleted: Governing

Deleted: 0072a Code of Regulations March 2013 .

or Secretary of the Board of Directors. Such request shall state the purposes of the proposed meeting.

Deleted: Governing

Section 5.3 Notice of Meetings. Except as otherwise provided in these Regulations or by law, written notice stating the time, place and purpose in case of a special meeting, shall be delivered to each Board member at least seven days before a regular meeting and four days prior to any special meeting, either personally, by regular mail, email, fax, telephone, or any other means permitted by law.

Deleted: by

Deleted: by

Deleted: or by

Deleted: Governing

Section 5.4 Presiding Officer. Meetings of the Board of Directors shall be presided over by the President or, in the President's absence, by the First Vice President or next succeeding officer. The Secretary shall act as secretary at all meetings and in the Secretary's absence the President may appoint any person to act as secretary of such meeting.

Section 5.5 Ratification. The Board of Directors, acting at a meeting at which a quorum is present, may ratify any action taken by or on behalf of the Agency.

Deleted: Governing

Section 5.6 Quorum. A majority of Board members shall constitute a quorum to transact business. Once established for any meeting of the Board, a quorum shall presume to continue unless otherwise noted on the record that a quorum is absent. The act of a majority of Board members present at a meeting at which a quorum is present shall be the act of the Board of Directors. Any member of the Board of Directors who has a personal or financial interest in a contract or transaction which is before the Board of Directors, or who is an owner or principal of a private and nonpublic entity with an interest in a matter before the Board of Directors, may be counted for the purpose of determining the presence of a quorum at a meeting of the Board.

Deleted: Governing Board

Deleted: Governing

Deleted: Governing

Deleted: Governing

Deleted: Such interested member, however, shall not participate in any discussions of the

Deleted: with respect to that matter and shall not vote on such matters.¶

¶ **Section 5.7 Public Meetings.** All meetings of the Governing Board

Section 5.7 Public Meetings. All meetings of the Board of Directors, its Standing Committees, subcommittees, advisory councils or task forces shall be open to the public pursuant to the Ohio Sunshine Law, Revised Code Section 121.22, *et seq.* Executive sessions and other closed meetings shall be held only as permitted by law.

Section 5.8 Procedure. All meetings of the Board of Directors shall be conducted according to Robert's Rules of Order.

ARTICLE VI

COMMITTEES, SUBCOMMITTEES, ADVISORY COUNCILS and TASK FORCES

Section 6.1 Establishment of Committees, Subcommittees, Advisory Councils and Task Forces. The President of the Board of Directors with its approval shall establish various Standing Committees, Subcommittees, Advisory Councils and Task Forces deemed necessary or appropriate to provide advice and policy recommendations to the Board of Directors relating to specific issues or technical areas of transportation or environmental matters. Unless the Board of Directors otherwise provides, each Standing Committee, Subcommittee, Advisory Council or Task Force may make, alter and repeal rules to conduct its business. In the absence of such rules, each Standing Committee, Subcommittee, Advisory Council or Task Force shall conduct business in the

Deleted: Governing

Deleted: Governing

Deleted: Governing

Deleted: 0072a Code of Regulations March 2013 .

same manner as the Board of Directors conducts business. Appendix I contains the table defining the purpose, membership, duration, creation, appointment and reporting responsibilities of Standing Committees, Subcommittees, Advisory Councils and Task Forces. This table shall be used to establish these bodies unless otherwise stated in the Code.

Section 6.2 Standing Committees.

(a) Purpose. The Standing Committees of the Agency shall be the Executive Committee, the Planning and Programming Committee, the Policy Committee, the Finance and Audit Committee, the Governance Committee, and the External Affairs Committee. Each Standing Committee shall provide advice and policy recommendations to the Board of Directors in specific functional areas and provide a forum for in-depth discussion and analysis of relevant issues or agenda items prior to consideration by the Board of Directors. Each Standing Committee shall keep regular minutes of its proceedings and report to the Board of Directors.

(b) Membership. Unless otherwise specifically set forth, Standing Committee members shall be appointed by the President of the Board of Directors with approval of a majority of Board members present and voting. Each member of the Board of Directors shall serve on at least one Standing Committee or subcommittee. Membership of each Standing Committee shall be comprised of members of the Board of Directors or their alternates. Vacancies on a Standing Committee shall be filled in the same manner as the vacating member was selected. Any Standing Committee may propose to expand its membership beyond the minimum by nominating additional members to the Board of Directors; additional positions shall be filled by appointment of the President with approval of a majority of Board members present and voting. The Executive Director of the Agency, or designee, shall serve as an ex officio member (without vote in that capacity) of all Standing Committees and subcommittees.

(c) Organization of the Standing Committees.

(1) Meetings. Each Standing Committee shall hold regular meetings as necessary at a time and place to be determined and shall publish a calendar of its meetings. Special meetings and the initial meeting of each year may be called by the Committee Chair, Committee Vice-Chair or the Executive Director of the Agency, on at least four days notice (oral or written).

(2) Officers. The President of the Board of Directors shall appoint a member of the Board of Directors as Chair of each Standing Committee with approval of a majority of the Board members. A Vice-Chair and such other officers as the Standing Committee members deem necessary may be elected by a majority of the Committee membership. The term of office for each Standing Committee officer shall be one year or until such member's successor is selected and qualified or until earlier resignation, removal from office or death.

(3) Attendance. The President of the Board of Directors may remove and appoint a replacement for any Standing Committee member if the Standing Committee member has been absent from three consecutive Standing Committee meetings. The member appointed must receive approval of a majority of Board members present and voting.

Deleted: Governing

Deleted: Executive Committee.

Deleted: Executive Committee

Deleted: review Agency policy documents

Deleted: make

Deleted: Governing

Deleted: regarding their approval. The Executive committee shall also provide advice to the Executive Director and shall carry out other responsibilities delegated to it by the Governing

Deleted: . The Governing

Deleted: may delegate authority to the Executive Committee to act as the Governing

Deleted: individual issues. The Executive Committee shall keep regular minutes of its proceedings and report to the Governing Board prior to

Deleted: of its meetings. The Executive Committee shall consist of the President, First Vice President, Second Vice President (if any), Secretary, Treasurer, immediate past President of the Governing Board and mayor or Chief of Government Affairs of the largest city in the five-county region. Executive Committee membership shall also include at least one member of the governing officers of each county. The mayor or Chief of Government Affairs of the largest city in the five-county region shall not be considered a county representative for this purpose. Vacancies in membership

Deleted: Executive Committee shall be filled in the same manner as the vacating member was selected.¶

¶
Section 6.3 Nominating Committee. By November 15 of each year with approval of the Governing

Deleted: , the President shall designate members of a Nominating Committee. The Nominating Committee shall consist of one representative of each of the five counties and a representative of the largest city in the five-county region. The ...

Deleted: for the next year and conduct the election provided for in Section 4.3(a).¶ ...

Deleted: its proceedings and report to the Governing Board.¶ ...

Deleted: Committees

Deleted:

Deleted: Governing

Deleted: or designee

Deleted: Governing

Deleted: <#>Alternates. Members of a Standing Committee may appoint an alternate to represent ...

Deleted: Governing

Deleted: or alternate

Deleted: 0072a Code of Regulations March 2013 .

(4) Procedure. Meetings of any Standing Committee or subcommittee shall be conducted according to *Robert's Rules of Order*.

Deleted: By-Laws

Deleted: the Governing Board and

(5) Member Representatives. Members of a subcommittee may appoint a representative to attend meetings in their absence by submitting the name of the person in writing to the chairperson of the subcommittee. The representative of a member shall be entitled to vote at any subcommittee meeting in the absence of the member, but shall have no other rights as a Board member or alternate.

Deleted: Subcommittee. The Chair of a Standing Committee and President of the Governing Board may jointly establish special subcommittees of

Deleted: Standing Committee to explore problems requiring specific technical skills. The Executive Director or designee shall serve as an ex officio member of all subcommittees

(6) Staff Assistance. Agency staff shall provide Standing Committees with any technical assistance required to organize meetings of the Standing Committees. Such assistance will be provided at request of the Chair of a Standing Committee.

(7) Removal. The Board of Directors, upon recommendation of the Governance Committee, may remove any Standing Committee member for cause at any time but such removal shall be without prejudice to the representation rights of the Agency member represented by such Standing Committee member.

Deleted: <#>Powers and Authority of Standing Committees.¶

¶<#>Water Quality Advisory Committee (WOAC). The Water Quality Advisory Committee shall provide advice and policy recommendations to the Governing Board with regard to water quality environmental planning powers of the Agency.¶

¶<#>Membership. The Water Quality Advisory Committee shall consist of the following 11 voting members:¶

<#>Five members of the Governing Board with at least one Board member from jurisdictions within each member county [5];¶

<#> one representative of the Environmental Health Directors of the County Health Agencies [1];¶

<#> one of the Sanitary Engineers, or substantial equivalent, of the five counties [1];¶

<#> one local soil and water conservation district representative within the NOACA area [1];¶

<#> a representative of the Northeast Ohio Regional Sewer District [1];¶

<#> City of Cleveland Health Director or Environmental Health Commissioner [1];¶

<#> ; one member of a local watershed group [1];¶

<#> and the Ohio EPA Northeast District Office chief, who shall be a non-voting member. ¶

¶<#>Functions. Functions of the Water Quality Advisory Committee shall include the following:¶

¶

Section 6.3 Executive Committee. The Executive Committee shall review Agency policy documents, including the Agency's budget and Overall Work Program (OWP) as prepared by the Executive Director, and make recommendations to the Board of Directors regarding approval. The Executive committee shall also provide advice to the Executive Director and shall carry out other responsibilities delegated to it by the Board of Directors. All Standing Committees shall present any recommendations intended for discussion or approval by the Board of Directors first to the Executive Committee for placement on the agenda of the appropriate meeting of the Board. The Board of Directors may delegate authority to the Executive Committee to act as the Board of Directors on individual issues. The Executive Committee shall keep regular minutes of its proceedings and report to the Board of Directors prior to each of its meetings. The Executive Committee shall consist of the President, First Vice President, Second Vice President (if any), Secretary, Treasurer, immediate past President of the Board of Directors and Mayor/Chief of Government and International Affairs of the largest city in the five-county region. Executive Committee membership shall also include at least one member of the governing officers of each county. The Mayor/Chief of Government and International Affairs of the largest city in the five-county region shall not be considered a county representative for this purpose. Vacancies in membership of the Executive Committee shall be filled in the same manner as the vacating member was selected.

Section 6.4 Planning and Programming Committee.

(a) The Planning and Programming Committee shall provide policy recommendations with regard to transportation, water quality and air quality powers of the Agency and shall evaluate recommendations from its subcommittees and bring such recommendations, as it deems appropriate, to the Board of Directors for discussion and approval. Subcommittees of the Planning and Programming Committee shall consist of the Water Quality Subcommittee, the Air Quality Subcommittee and the Transportation Subcommittee. Membership of the Planning and Programming Committee should reflect the diversity of Board membership in each of the five counties and the City of Cleveland and take into account the important role of the various agencies represented on the

Deleted: 0072a Code of Regulations March 2013 .

NOACA Board. The chairperson and members of the Planning and Programming Committee shall be appointed by the President with the approval of the Board and shall consist of at least twenty-two members, comprised of the following:

- (1) Nine members of the Board of Directors from jurisdictions within Cuyahoga County;
- (2) Four members of the Board of Directors from jurisdictions within the City of Cleveland;
- (3) One members of the Board of Directors from a jurisdiction within Geauga County;
- (4) Two members of the Board of Directors from jurisdictions within Lake County;
- (5) Three members of the Board of Directors from jurisdictions within Lorain County;
- (6) Two members of the Board of Directors from jurisdictions within Medina County;
- and
- (7) One member from the Ohio Department of Transportation.

(b) Water Quality Subcommittee. The Water Quality Subcommittee shall provide advice and policy recommendations to the Planning and Programming Committee with regard to water quality environmental planning powers of the Agency.

(1) Membership. The Water Quality Subcommittee shall consist of the following 11 voting members:

- A. Five members of the Board of Directors with at least one Board member from jurisdictions within each member county [5];
- B. one representative of the Environmental Health Directors of the County Health Agencies [1];
- C. one of the Sanitary Engineers, or substantial equivalent, of the five counties [1];
- D. one local soil and water conservation district representative within the NOACA area [1];
- E. a representative of the Northeast Ohio Regional Sewer District [1];
- F. City of Cleveland Health Director or Environmental Health Commissioner [1];
- G. one member of a local watershed group [1]; and
- H. the Ohio EPA Northeast District Office chief, who shall be a non-voting member.

(2) Functions. Functions of the Water Quality Subcommittee shall include the following:

- A. Providing advice and policy recommendations on water quality environmental issues or projects and transportation projects with related water quality issues;
- B. Assisting the Planning and Programming Committee and Agency staff in identifying significant environmental problems, priorities and concerns with development of a comprehensive regional approach to environmental concerns;
- C. Assisting the Planning and Programming Committee and Agency staff in environmental work program development; and
- D. Serving in such other capacities as the Planning and Programming Committee and the Board of Directors may determine.

Deleted: ¶

Deleted: Governing Board

Deleted: ¶

Deleted: Governing Board

Deleted: ¶

Deleted: Governing Board

Deleted: 0072a Code of Regulations March 2013 .

(c) Air Quality Subcommittee. The Air Quality Subcommittee shall provide advice and policy recommendations to the Planning and Programming Committee with regard to air quality environmental planning powers of the Agency.

Deleted: Advisory Committee (AQAC)

Deleted: Advisory Committee

Deleted: Governing Board

(1) Membership. The Air Quality Subcommittee shall consist of the following 11 voting members:

Deleted: A

Deleted: Advisory Committee

Deleted: Governing Board

- A. Five members of the Board of Directors with at least one Board member from jurisdictions within each member county [5];
- B. One representative of the City of Cleveland [1];
- C. One member from each of the local air agencies (Cleveland Division of Air Quality, Lake County General Health District, and the Akron Regional Air Quality Management District) [3];
- D. The Ohio Department of Transportation, District 12 [1];
- E. The Greater Cleveland Regional Transit Authority [1];
- F. The Ohio EPA Northeast District Office chief, who shall be a non-voting member.

(2) Functions. Functions of the Air Quality Subcommittee shall include the following:

Deleted: B

A. Providing advice and policy recommendations on air quality environmental issues or projects and transportation projects with related air quality issues;

Deleted: Advisory Committee

Deleted: ¶

B. Assisting the Planning and Programming Committee and Agency staff in identifying significant environmental problems, priorities and concerns with development of a comprehensive regional approach to environmental concerns;

Deleted: ¶

Deleted: Governing Board

C. Assisting the Planning and Programming Committee and Agency staff in environmental work program development; and

Deleted: ¶

Deleted: Governing Board

D. Serving in such other capacities as the Planning and Programming Committee and the Board of Directors may determine.

Deleted: ¶

Deleted: Governing Board

(b) Transportation Subcommittee. The Transportation Subcommittee shall provide advice and policy recommendations to the Planning and Programming Committee with regard to transportation matters affecting the Planning Area.

Deleted: ¶

Deleted: Advisory Committee (TAC)

Deleted: TAC

(1) Membership. The Transportation Subcommittee shall consist of the following 34 members:

Deleted: TAC

A. The County Engineer or Director of Public Works and Planning Director of each member county [10].

Deleted: ¶

B. From the City of Cleveland: Commissioner of Traffic Engineering, Commissioner of Engineering and Construction, a member of Cleveland City Council (selected by the Council) and the City Planning Director [4].

Deleted: ¶

C. The General Manager of the largest transit authority or agency in each member county [5].

Deleted: ¶

D. The Deputy Directors of the Ohio Department Transportation, Districts 3 and 12 [2].

Deleted: ¶

E. The Ohio Environmental Protection Agency, Regional Office [1].

Deleted: ¶

Deleted: 0072a Code of Regulations March 2013 .

F. One member representing the Chamber of Commerce (or equivalent organization) of each member county, appointed by the President of the Board of Directors upon consultation with each county[5].

G. Six members of the Board of Directors with at least one from each member county and one representative of the Cleveland-Cuyahoga Port Authority, [7].

H. Additional non-voting members may be appointed by the President of the Board of Directors to insure inclusion of elected officials, public administrators, funding agencies and private sector organizations concerned with transportation planning and implementation in the Planning Area.

(2) Functions. The functions of the Transportation Subcommittee shall include the following:

A. Assisting the Planning and Programming Committee and Agency staff in developing short and long-range plans and programs for the Planning Area, in accordance with NOACA's role and responsibilities as an MPO as required by federal law;

B. Assisting the Planning and Programming Committee and Agency staff in identifying significant transportation issues, using a regional approach to address these issues, within the framework of the authority granted to the Agency in federal and state law and regulation;

C. Assisting the Planning and Programming Committee and Agency staff in development of the transportation elements of the annual overall work program; and

D. Serving in such other capacities as the Planning and Programming Committee and the Board of Directors may determine.

Section 6.5 Policy Committee.

(a) The Policy Committee shall provide technical advice and recommendations in the area of comprehensive policy and long-range planning matters to the Board of Directors. Membership of the Policy Committee should reflect the diversity of Board membership in each of the five counties and the City of Cleveland and take into account the important role of the various agencies represented on the NOACA Board. The chairperson and members of the Policy Committee shall be appointed by the President with the approval of the Board and shall consist of at least twenty-two members, comprised of the following:

- (1) Nine members of the Board of Directors from jurisdictions within Cuyahoga County;
- (2) Four members of the Board of Directors from jurisdictions within the City of Cleveland;
- (3) One members of the Board of Directors from a jurisdiction within Geauga County;
- (4) Two members of the Board of Directors from jurisdictions within Lake County;
- (5) Three members of the Board of Directors from jurisdictions within Lorain County;

Deleted: ¶

<#>One member representing the Chamber of Commerce (or equivalent organization) of each member county, appointed by the President of the Governing Board upon consultation with each county[5].¶

¶<#>Six members of the Governing Board with at least one from each member county and one representative of the Cleveland-Cuyahoga Port Authority, [7].¶

¶<#>Additional non-voting members may be appointed by the President of the Governing Board to insure inclusion of elected officials, public administrators, funding agencies and private sector organizations concerned with transportation planning and implementation in the Planning Area.¶

¶<#>Functions. The functions of the Transportation Advisory Committee shall include the following:¶

¶<#>Assisting the Governing Board and Agency staff in developing short and long-range plans and programs for the Planning Area, in accordance with NOACA's role and responsibilities as an MPO as required by federal law;¶

¶<#>Assisting the Governing Board and Agency staff in identifying significant transportation issues, using a regional approach to address these issues, within the framework of the authority granted to the Agency in federal and state law and regulation;¶

¶<#>Assisting the Governing Board and Agency staff in development of the transportation elements of the annual overall work program; and¶

¶<#>Serving in such other capacities as the Governing Board may determine.¶

¶<#>Subcommittees. Subcommittees of the Transportation Advisory Committee shall consist of a minimum of six members of the TAC, one from each member county and the City of Cleveland. Membership on TAC subcommittees is limited to current TAC members or their alternates. The purpose of such subcommittees is to provide planning, programming or technical advice and recommendations to the TAC and staff on an ongoing basis. One such subcommittee is the Regional Transportation Investment Subcommittee (RTIS), which assists the TAC in management of the Transportation Improvement Program and Transportation Plan, in accordance with Governing Board policies. The RTIS shall consist of:¶

¶<#>Current TAC Chair, or designee. [1]¶

¶<#>County Engineer or Director of Public Works of each member county. [5]¶

¶<#>Three Cuyahoga County TAC members, selected by Cuyahoga County. [3]¶

¶<#>Two City of Cleveland TAC members, selected by the City of Cleveland. [2]¶

¶<#>The Greater Cleveland Regional Transit Authority. [1]¶

¶<#>LAKETRAN. [1]¶

¶<#>Lorain County Transit. [1]¶

Deleted: 0072a Code of Regulations March 2013 .

(6) Two members of the Board of Directors from jurisdictions within Medina County; and

(7) One member from the Ohio Department of Transportation.

(b) Functions. The functions of the Policy Committee shall include the following:

(1) As its principal function assist the Agency and its members in development of comprehensive, long-range policies in the areas of transportation asset management, and transportation investment and strategy, including regional strategic planning, by providing review and comment at appropriate stages of the planning process and providing technical advice and recommendations on comprehensive planning issues or projects as appropriate;

(2) Serve as a forum for exchange of information regarding comprehensive planning, land use development and redevelopment, land use regulation and data and other planning issues in the members' jurisdictions;

(3) Assist the Agency in development of annual Overall Work Programs by providing advice, review and comment at appropriate stages of the development process regarding land use planning-related components and land use impacts of Agency activities.

Section 6.6 Governance Committee. The chairperson and members of the Governance Committee shall be appointed by the President with the approval of the Board and shall consist of at least seven members, including one representative of each of the five counties and a representative of the largest city in the five-county region, with additional members appointed based on the expertise necessary to accomplish the committee's purpose. The Governance Committee shall have power to nominate the officers of the Board of Directors for the next year and conduct the election provided for in Section 4.3(a). The Governance Committee shall also (a) create and implement an orientation program for new Directors; (b) monitor the procedure by which Directors annually identify and report known and potential conflicts of interest; and (c) review and recommend to the Board for approval proposed revisions this Code of Regulations as necessary.

Section 6.7 Finance and Audit Committee. The Chairperson and members of the Finance and Audit Committee shall be appointed by the President with the approval of the Board and shall consist of at least three members possessing the expertise necessary to accomplish the committee's purpose. The Finance and Audit Committee shall: be responsible for the selection of outside auditors; review and evaluate the Agency's accounting and financial controls with the President and the Executive Director; provide general financial oversight for the Agency; and report annually to the Board of Directors on the results of the audit.

Section 6.8 External Affairs Committee. The Chairperson and members of the External Affairs Committee shall be appointed by the President with the approval of the Board and shall consist of at least three members with additional members appointed based on the expertise necessary to accomplish the committee's purpose. The External Affairs Committee shall assist the Agency with its relationships with various government agencies and subdivisions, the media and the general public.

Section 6.9 Other Committees, Subcommittees and Task Forces.

(a) The Board of Directors may create, by resolution adopted by a majority of the Board present and voting, other Standing Committees, which shall exercise authority granted to such Standing Committee by the Board of Directors, but the work of any such Standing Committee shall not be effective until approved by the Board.

(b) The Board of Directors or the Chair of a Standing Committee and President of the Board of Directors may jointly establish special subcommittees of a Standing Committee in addition to those set forth in this Code of Regulations to explore problems requiring specific technical skills.

(c) The Board of Directors or the Chair of any subcommittee with the approval of the President of the Board may establish additional Advisory Councils or Task Forces deemed necessary. The purpose of such Advisory Councils and Task Forces shall be to provide advice and recommendations to the Standing Committees and their subcommittees relating to specific issues or technical areas. Task Forces shall be formed for specific projects to be completed within a designated time. Advisory Councils may be formed to provide ongoing advice and recommendations. Advisory Council and Task Force members shall consist of individuals with sufficient expertise in order to contribute to the mission and functional activities of the Advisory Council or Task Force and need not be members of the Board of Directors. At the time of its formation, each Advisory Council or Task Force shall create a written statement of purpose to be distributed to the Standing Committee or subcommittee for review and comment.

Section 6.10 Citizen and Business Participation. The Board of Directors shall maintain an ongoing citizen participation program in accordance with all federal, state and Board directives to encourage citizen participation in the work and planning of the Agency. The Board of Directors may establish, by resolution adopted by a majority of the Board present and voting, a Citizen Advisory Council and a Business Advisory Council, with membership and purpose determined by such resolution.

ARTICLE VII

AGENCY STAFF

Section 7.1 Executive Director. The Agency shall employ a full-time Executive Director pursuant to a written contract, which shall be negotiated by the Executive Committee. Terms and conditions of the contract shall be subject to approval by a majority of the Board of Directors.

Deleted: Governing

Section 7.2 Powers and Duties of Executive Director. The Executive Director, or designee, shall be responsible for managing day-to-day activities of the Agency. The Executive Director shall have authority and responsibility to hire, fire, supervise and direct Agency staff, as contained in the annually approved OWP. At the time of OWP review and approval, the Executive Director will provide the Executive Committee with information on the positions needed to complete the work contained in the OWP. The Executive Director has the authority to fill vacancies of approved positions, but will notify the Executive Committee of plans to fill a vacancy. For all new or additional positions not included in the annually approved OWP, the Executive Director shall notify the Executive Committee, which must approve the new or additional position prior to

Deleted: Overall Work Program (

Deleted:)

Deleted: 0072a Code of Regulations March 2013 .

initiating the hiring process if such new or additional position has an effect on the annual budget. The Executive Director shall have the authority and responsibility to administer the Agency in accordance with the Code of Regulations of the Agency and Administrative Policies and Procedures adopted by the Board and to carry out duties and functions delegated by the Board of Directors or any officer.

Deleted: to ensure conformity with

Deleted: Governing

Section 7.3 Staff. Agency staff shall report to the Executive Director. Principal functions of Agency staff shall be to:

(a) Implement all directives of the Board of Directors and Executive Committee to fulfill responsibilities of the Agency;

Deleted: Governing

(b) Keep the Executive Director well informed of activities, projects, programs and studies being conducted by the Agency;

Deleted: Governing Board

(c) Provide assistance necessary to organize meetings of the Board of Directors, Executive Committee, Standing Committees, Subcommittees, Advisory Councils and Task Forces which may include preparation of meeting agendas, minutes and accompanying materials;

Deleted: Governing Board

(d) Prepare research reports and policy papers for the Board of Directors on issues of significance to the NOACA Area;

Deleted: Governing Board

(e) Administer Intergovernmental Review (IGR) in accordance with Board policy.

(f) Complete work programs and projects approved by the Board of Directors in a timely and professional manner.

Deleted: Governing

Deleted: ¶
¶
¶
¶

ARTICLE VIII

INDEMNITY

Section 8.1 In General. Any person who was or is a party or is threatened to be made a party to any threatened, pending or completed claim, suit or proceeding, whether civil, criminal, administrative or investigative, other than a suit by or in the right of the Agency, by reason of the fact that the person is or was a Board member, officer, employee or agent of the Agency, or is or was serving at the request of the Agency as a director, trustee, officer, employee or agent of another corporation, partnership, joint venture, trust or other enterprise, shall be indemnified by the Agency for expenses, including reasonable attorney fees, judgments, fines and amounts paid in settlement actually and reasonably incurred in connection with such action, suit or proceeding if done in good faith and in a manner reasonably believed to be in the best interests of the Agency and, with respect to any criminal action or proceeding, had no reasonable cause to believe conduct was unlawful. Termination of any action, suit or proceeding by judgment, order, settlement, conviction or upon a plea of *nolo contendere* or its equivalent, shall not create a presumption that the person did not act in good faith and in a manner which was reasonably believed to be in the best interests of the Agency and, with respect to any criminal action or proceeding, had reasonable cause to believe that the conduct was unlawful.

Deleted: 0072a Code of Regulations March 2013 .

Section 8.2 Indemnification Against Expenses. Any person who was or is a party or is threatened to be made a party to any threatened, pending or completed claim, suit or proceeding by or in the right of the Agency to procure a judgment in its favor by reason of the fact that the person is or was a Board member, officer, employee or agent of the Agency, or is or was serving at the request of the Agency as a director, trustee, officer, employee or agent of another corporation, partnership, joint venture, trust or other enterprise, shall be indemnified by the Agency against expenses, including reasonable attorney fees, actually and reasonably incurred by him in connection with the defense or settlement of such action or suit if done in good faith and in a manner reasonably believed to be in the best interests of the Agency. However, no indemnification shall be made in respect of any claim, issue or manner as to which such person shall have been adjudged to be liable for negligence or misconduct in the performance of duty to the Agency unless, and only to the extent that, the court in which such action or suit was brought shall determine upon application that, despite the adjudication of liability but in view of all the circumstances of the case, such person is fairly and reasonably entitled to indemnity for such expenses as such court shall deem proper.

Section 8.3 Process. Any indemnification under Section 8.1 and 8.2 (unless otherwise ordered by a court of competent jurisdiction) shall be made by the Agency only as authorized in the specific case upon a determination that indemnification of the officer, employee or agent is proper in the circumstances because the applicable standard of conduct set forth in Sections 8.1 and 8.2 has been met. Such determination shall be made (a) by the Board of Directors by a majority vote of a quorum consisting of members who were not parties to or threatened with such action, suit or proceeding; or (b) if such a quorum is not obtainable or even if obtainable, a quorum of disinterested members so directs, by independent legal counsel in a written opinion. Notwithstanding the provisions of Sections 8.1 and 8.2 of this Article VIII, to the extent that a Board member, officer, employee or agent of the Agency has been successful on the merits or otherwise, in defense of any action, suit or proceeding referred to in such sections, or in defense of any claim, issue or matter, in any event the person shall be indemnified against expenses (including reasonable attorney fees) actually and reasonably incurred in that connection. Reasonable attorney fees shall not be paid by NOACA if the person has obtained counsel apart from counsel designated by the Board.

Section 8.4 Prior Payment. Expenses incurred in defending a civil or criminal action may be paid by the Agency before final disposition of such action. Such expenses may be authorized by the Board of Directors in a specific case only upon receipt by the Agency of a request on behalf of the Board member, officer, employee or agent to repay such amount unless it shall finally be determined that the person is entitled to be indemnified in such amount by the Agency.

Section 8.5 Non-Exclusive. The indemnification provided by this Article VIII shall not be deemed exclusive of any other rights to which those seeking indemnification may be entitled by any law of the State of Ohio, agreement or other means, both as to action taken in an official capacity and as to action in another capacity while holding such office and shall continue as to a person who has ceased to be a Board member, officer, employee or agent and such rights shall inure to the benefit of such person's heirs, executors and administrators.

Deleted: Procedure

Deleted: Governing

Deleted: Governing

Deleted: 0072a Code of Regulations March 2013 .

ARTICLE IX

AMENDMENTS

This Code of Regulations may be altered, amended or repealed only by a majority vote of the Board of Directors at a meeting called for that purpose, except that any matters relating to Sections 4.2(a) through 4.2(f) of this Code of Regulations shall be altered, amended or repealed only upon written acceptance of each County of the NOACA area and the City of Cleveland.

ARTICLE X

MISCELLANEOUS

Section 10.1 Checks and Notes. Certain checks or demand for money and notes of the Agency shall be signed by the officer authorized by these Regulations. The signature may be a facsimile when authorized by the Board of Directors.

Section 10.2 Seal. The Board of Directors may provide a seal containing the name of the Agency and it is kept by the Secretary. Duplicate seals may be kept and used by other officers of the Agency.

Section 10.3 Notice. Whenever notice is required to be given to any person it may be given to such person either personally, by mail, or by any method permitted by law, to the address or location appearing on the books of the Agency. If notice is sent by mail it shall be deemed to have been delivered to the addressee when deposited in the United States mail for transmission to such person.

Section 10.4 Waiver of Notice. Any notice required to be given to any person may be waived in writing by the person entitled to such notice before the meeting. Attendance at any meeting by any person entitled to notice, either in person or by a duly designated alternate, shall constitute a waiver of notice of such meeting by such person except where such person attends a meeting for the express purpose of objecting to the transaction of any business because the meeting was not lawfully convened.

Section 10.5 Captions. Captions and headings in the Code of Regulations are for convenience only and in no way define or limit the scope or intent of any provision or section.

APPENDIX I

COMMITTEES, SUBCOMMITTEES, ADVISORY COUNCILS AND TASK FORCES

Deleted: ¶

Deleted: Governing

Deleted: . However,

Deleted: Article IV

Deleted: approval

Deleted: . Alteration, amendment or repeal of this Code may be initiated by

Deleted: Board either after a special meeting called for that purpose or at any regular meeting where notice

Deleted: such purpose was given at the immediately preceding regular meeting.

Deleted: Governing

Deleted: Governing

Deleted: sending a copy through the mail or similar modern

Deleted: ¶

Deleted: — — —Page Break— — —
¶

Deleted: 0072a Code of Regulations March 2013 .

| TYPE | PURPOSE | MEMBERSHIP | DURATION | WHO APPOINTS MEMBERS | REPORTING RESPONSIBILITIES | CREATED BY |
|--------------------|---|--|------------------------|--|----------------------------------|---|
| Standing Committee | Advise & Recommend Tech/Function Issues to Board | Annual Each County & Cleveland Board Members | Permanent | President with Board Consent | Recommend to Board | Code or Board |
| Subcommittee | Tech ongoing advice to Standing Committee | Standing Committee members or per Code <u>Stakeholders</u> <u>Tech Experts</u> | Permanent | Pres/Standing Committee Chair or Code | Recommend to Standing Committee | Chair Standing Committee & President jointly or Code |
| Advisory Council* | Advice to Board or Standing Committee or Subcommittee | Board members Standing Committee or individuals not with agency with special expertise | Permanent or Temporary | Pres or Chair of <u>Subcommittee</u> with President, unless otherwise stated in Code | Recommend to <u>Subcommittee</u> | Chair <u>Subcommittee</u> & President jointly or Code |
| Task Force* | Oversees special study or report | Board Members Standing Committee Subcommittee or individuals with special expertise | Temporary | Pres/Chair <u>Subcommittee</u> jointly or Code | Recommend to <u>Subcommittee</u> | Chair <u>Subcommittee</u> & President jointly or Code |

*Written statement of purpose needed.

Formatted Table

Deleted: Stakeholders

Deleted: Tech Experts

Deleted: Standing Committee

Deleted: Standing Committee or Board

Deleted: Standing Committee

Deleted: Standing Committee

Deleted: Standing Committee or Board

Deleted: Standing Committee

Deleted: Pres or

Deleted: or President

Deleted: 0072a Code of Regulations March 2013 -

Formatted: Font: 12 pt, Not Bold

County Council of Cuyahoga County, Ohio

Ordinance No. O2013-0023

| | |
|--|---|
| Sponsored by: Councilmember Gallagher | An Ordinance amending Chapter 701 of the Cuyahoga County Code by adding a new Section 701.02 to create guidelines for expenditures of the biennial budget for Cuyahoga County, and declaring the necessity that this Ordinance become immediately effective. |
|--|---|

WHEREAS, Article II, Section 2.03(9) requires the County Executive to submit to the County Council prior to the beginning of each biennium, a proposed operating budget for the upcoming biennium; and

WHEREAS, Article II, Section 2.03(9)(B) requires the County Executive to submit as part of the biennium budget a statement of proposed expenditures, shown by department, office, agency, authority, board and commission, and by activity, character and object; and

WHEREAS, Article III, Section 3.09 (5) empowers the County Council to adopt and amend the biennial operating budget and to make appropriations for the County; and

WHEREAS, on a biennial basis all departments, offices, agencies, authorities, and boards and commissions come before the County Council to present their upcoming biennial budget and have the opportunity to request any additional appropriation for any unbudgeted expenditures; and

WHEREAS, the County Council desires to receive notification prior to the expenditure of funds for any unbudgeted items to ensure County funds are not used for any unintended purpose; and

WHEREAS, it is necessary that this Ordinance become immediately effective in order that critical services provided by Cuyahoga County can continue and to provide for the usual, daily operation of the County.

NOW, THEREFORE, BE IT ENACTED BY THE COUNTY COUNCIL OF CUYAHOGA COUNTY, OHIO:

SECTION 1: CHAPTER 701 of the Cuyahoga County Code, which provides for a biennial budget and capital improvement plan process, is hereby amended to add a new section 701.02 as follows:

SECTION 701.02: Permitted Use of Biennial Budgeted Expenditures

- A. Effective for the 2014-2015 County's Biennial Budget and thereafter, any Agency of Cuyahoga County, including any department, office, agency, court, board, commission, or other authority for which appropriations are made, shall be permitted to use its biennial appropriation for budgeted and authorized expenditures as approved by County Council.
- B. Agencies of the County, as defined in subsection (A), shall provide thirty (30) days' prior written notice to the Council President of its intent to make any Agency-wide expenditure not budgeted for and approved by Council in the biennial budget, as may be amended throughout the biennium. "Agency-wide expenditures" shall include, without limitation, pay rate adjustments, cost of living adjustments, and pay merit awards applicable to all non-bargaining employees.
- C. In the event any Agency of the County fails to provide notification to the Council President as required in subsection (B), the Council may decrease the Agency's biennial budget appropriation by the amount equal to the unauthorized or unbudgeted expenditure.

SECTION 2: It is necessary that this Ordinance become immediately effective for the operation of the County and the reasons set forth in the preamble. Provided that this Ordinance receives the affirmative vote of at least eight members of the Council, it shall take effect and be in force immediately upon the earliest occurrence of any of the following: (1) its approval by the County Executive through signature, (2) the expiration of the time during which it may be disapproved by the County Executive under Section 3.10 (6) of the Cuyahoga County Charter, or (3) its passage by at least eight members of Council after disapproval pursuant to Section 3.10 (7) of the Cuyahoga County Charter. Otherwise, it shall take effect and be in force from and after the earliest period allowed by law.

SECTION 3: It is found and determined that all formal actions of this Council relating to the adoption of this Ordinance were adopted in an open meeting of the Council, and that all deliberations of this Council and of any of its committees that resulted in such formal action were in meetings open to the public, in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

On a motion by _____, seconded by _____, the foregoing Ordinance was duly enacted.

Yeas:

Nays:

County Council President

Date

County Executive

Date

Clerk of Council

Date

First Reading/Referred to Committee:

Committee(s) Assigned:

Journal _____
_____, 2013

County Council of Cuyahoga County, Ohio

Resolution No. R2013-0226

| | |
|---|--|
| Sponsored by: County Executive FitzGerald/Fiscal Officer/Office of Budget & Management | A Resolution amending the 2012/2013 Biennial Operating Budget for 2013 by providing for additional fiscal appropriations from the General Fund and other funding sources, for appropriation transfers between budget accounts, and for cash transfers between budgetary funds, in order to meet the budgetary needs of various County departments, offices, and agencies; amending Resolution No. R2013-0196 dated 9/10/2013, by rescinding Item B in Section 2; and declaring the necessity that this Resolution become immediately effective. |
|---|--|

WHEREAS, on December 11, 2012, the Cuyahoga County Council adopted the Biennial Operating Budget and Capital Improvements Program Update for 2013 (Resolution No. R2012-0232) establishing the 2013 biennial budget update for all County departments, offices and agencies; and

WHEREAS, it is necessary to adjust the Biennial Operating Budget for 2013 to reflect budgetary funding increases, funding reductions, to transfer budget appropriations, and to transfer cash between budgetary funds, in order to accommodate the operational needs of certain County departments, offices, and agencies; and

WHEREAS, it is further necessary that this Resolution become immediately effective in order that critical services provided by Cuyahoga County can continue and to provide for the usual, daily operation of County departments, offices, and agencies.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNTY COUNCIL OF CUYAHOGA COUNTY, OHIO:

SECTION 1. That the 2012/2013 Biennial Operating Budget for 2013 be amended to provide for the following additional appropriation increases and decreases:

| <u>Fund Nos./Budget Accounts</u> | <u>Journal Nos.</u> |
|---|----------------------------|
|---|----------------------------|

| | | |
|----|---------------------------------------|------------------|
| A. | 26A601 – General Gas and License Fees | BA1301571 |
| | CE417055 – Maintenance Administration | |
| | Other Expenses | \$ 500,000.00 |

Funding Source: The funding source is the motor vehicle gas tax.

| | | |
|----|---|------------------|
| B. | 21A825 – Dick Goddard Best Friends Fund | BA1301572 |
| | CT790055 – Dick Goddard Best Friends Fund | |
| | Other Expenses | \$ 55,617.00 |

Funding Source: The funding source is private donations and sufficient cash balance exists to allow for immediate use of this appropriation for medical supplies.

| | | |
|----|---|------------------|
| C. | 54A100 – Sanitary Engineer | BA1301575 |
| | ST540252 – Sanitary Engineer Administration | |
| | Other Expenses | \$ 450,000.00 |

Funding Source: The funding source is sewer district revenue from charges for services.

| | | |
|----|--|------------------|
| D. | 20A805 – Court of Appeals Special Projects | BA1301559 |
| | CA360115 – Court of Appeals Special Projects | |
| | Capital Outlays | \$ 29,100.00 |

Funding Source: Funding is from the court costs collected and deposited in the special revenue fund of the Court covering the period January 1, 2013-December 31, 2013.

| | | |
|----|---|------------------|
| E. | 21A131 – Child Exposed to Violence Demo-Phase 1 | BA1301526 |
| | JA741349 – Child Exposed to Violence Demo-Phase 2 | |
| | Other Expenses | \$ 610,000.00 |

Funding Source: Funding is the United States Department of Justice, State and Community Development Division under the Office of Justice Programs, Juvenile Justice and Delinquency Prevention, Attorney General's Children Exposed to Violence Program covering the period Oct 1, 2013 through September 30, 2014. The award was accepted by the Board of Control on July 15, 2013, BC2013-211. No cash match is required.

| | | |
|----|---|------------------|
| F. | 21A131 – Child Exposed to Violence Demo-Phase 1 | BA1301529 |
| | JA741349 – Child Exposed to Violence Demo-Phase 2 | |
| | Other Expenses | \$ 100,000.00 |

Funding Source: Funding is the Health and Human Services covering the period January 1, 2013 through December 31, 2013.

| | | |
|----|---------------------------------------|------------------|
| G. | 21A284 – CCA-ISP Apprehension Unit | BA1301556 |
| | SH350116 – FY13 CCA Apprehension Unit | |
| | Personnel Services | \$ 93,500.00 |

Funding Source: Funding is from the Ohio Department of Rehabilitation and Corrections to the Cuyahoga County Correction Planning Board passed through to the County Sheriff covering the period July 1, 2012 through June 30, 2013. No cash match is required.

| | | |
|----|---------------------------------------|------------------|
| H. | 21A284 – CCA-ISP Apprehension Unit | BA1301557 |
| | SH350124 – FY14 CCA Apprehension Unit | |
| | Personnel Services | \$ 93,500.00 |

Funding Source: Funding is from the Ohio Department of Rehabilitation and Corrections to the Cuyahoga County Correction Planning Board passed through to the County Sheriff covering the period July 1, 2013 through June 30, 2014. No cash match is required.

| | | |
|----|--|------------------|
| I. | 22S157 – 2010 Neighborhood Stabilization Program | BA1301525 |
| | DV725291 – 2010 NSP2-Project Plan | |
| | Other Expenses | \$ 92,733.52 |

Funding Source: Funding is from the United States Department of Housing and Urban Development (HUD) covering the period January 10, 2010 until federal funding decreases.

SECTION 2. That the 2012/2013 Biennial Operating Budget for 2013 be amended to provide for the following appropriation transfers:

| <u>Fund Nos./Budget Accounts</u> | <u>Journal Nos.</u> |
|--|----------------------------|
| A. FROM: | BA1301576 |
| 01A001 – General Fund | |
| IT601047 – Web & Multi-Media Development | |
| Capital Outlay | \$ 50,000.00 |
| 01A001 – General Fund | |
| IT601096 – Engineering Services | |
| Other Expenses | \$ 50,000.00 |
| TO: | |
| 01A001 – General Fund | |
| IT601047 – Web & Multi-Media Development | |
| Other Expenses | \$ 100,000.00 |

Funding Source: Funding comes from the General Fund.

| | | |
|----------|--|------------------|
| B. FROM: | 61A607 – Centralized Custodial Services | BA1301573 |
| | CT577411 – Central Services – Other Services | |
| | Other Expenses | \$ 25,000.00 |
| TO: | 61A607 – Centralized Custodial Services | |
| | CT571000 – Building and Grounds Administration | |
| | Other Expenses | \$ 25,000.00 |

Funding Source: The funding source is charges for services.

C. FROM: 61A607 – Centralized Custodial Services **BA1301574**
 CT577411 – Central Services – Other Services
 Other Expenses \$ 115,000.00

TO: 61A607 – Centralized Custodial Services
 CT571034 – Building and Grounds – Special Trades
 Personal Services \$ 115,000.00

Funding Source: The funding source is the capital projects fund.

D. FROM: 22A685 – CDBG Year 38 2012 **BA1301517**
 DV713891 – CDBG Program Operations 2012
 Capital Outlays \$ 1,000.00

TO: 22A685–CDBG Year 38 2012
 DV713891 –CDBG Program Operations 2012
 Other Expenses \$ 1,000.00

Funding Source: Funding is from the United States Department of Housing and Urban Development covering the period January 1, 2012 through December 31, 2012.

E. FROM: 22A685 – CDBG Year 38 2012 **BA1301518**
 DV713883 – Admin Operating FY2012
 Capital Outlays \$ 3,000.00

TO: 22A685–CDBG Year 38 2012
 DV713883 –Admin Operating FY2012
 Other Expenses \$ 3,000.00

Funding Source: Funding is from the United States Department of Housing and Urban Development covering the period January 1, 2012 through December 31, 2012.

F. FROM: 22A685 – CDBG Year 38 2012 **BA1301519**
 DV713909 – Rehabilitation Operations FY2012
 Capital Outlays \$ 1,000.00

TO: 22A685–CDBG Year 38 2012
 DV713909 –Rehabilitation Operations FY2012
 Other Expenses \$ 1,000.00

Funding Source: Funding is from the United States Department of Housing and Urban Development covering the period January 1, 2012 through December 31, 2012.

G. FROM: 22A046 – CDBG Year 37 2011 **BA1301520**
 DV713370 – Admin Operating FY2011
 Capital Outlays \$ 2,622.67

TO: 22A046–CDBG Year 37 2011
 DV713370 –Admin Operating FY2011
 Other Expenses \$ 2,622.67

Funding Source: Funding is from the United States Department of Housing and Urban Development covering the period January 1, 2011 through December 31, 2011.

| | | |
|----------|---|------------------|
| H. FROM: | 22A046 – CDBG Year 37 2011 | BA1301521 |
| | DV713396 – CDBG Program Operations 2011 | |
| | Capital Outlays | \$ 1,000.00 |
| TO: | 22A046–CDBG Year 37 2011 | |
| | DV713396 –CDBG Program Operations 2011 | |
| | Other Expenses | \$ 1,000.00 |

Funding Source: Funding is from the United States Department of Housing and Urban Development covering the period January 1, 2011 through December 31, 2011.

| | | |
|----------|----------------------------------|------------------|
| I. FROM: | 20A824 – Family Justice Center | BA1301527 |
| | JA107441 – Family Justice Center | |
| | Personnel Services | \$ 37,500.00 |
| TO: | 20A824–Family Justice Center | |
| | JA107441 –Family Justice Center | |
| | Other Expenses | \$ 37,500.00 |

Funding Source: Funding is from the Health and Human Services Levy covering the January 1, 2013 through December 31, 2013.

| | | |
|----------|--|------------------|
| J. FROM: | 21A370 – Port Security FY2010-Medical Examiner 13 | BA1301554 |
| | CR768002 –Port Security FY2010-Medical Examiner 13 | |
| | Other Expenses | \$ 3,932.00 |
| TO: | 21A370–Port Security FY2010-Medical Examiner 13 | |
| | CR768002 –Port Security FY2010-Medical Examiner 13 | |
| | Capital Outlays | \$ 3,932.00 |

Funding Source: Funding is from the United States Department of Homeland Security covering the period June 1, 2010 through June 30, 2013.

| | | |
|----------|-----------------------------------|------------------|
| K. FROM: | 01A001 – General Fund | BA1301555 |
| | SH350272 –Law Enforcement-Sheriff | |
| | Other Expenses | \$ 31,000.00 |
| TO: | 01A001–General Fund | |
| | SH350272 –Law Enforcement-Sheriff | |
| | Capital Outlays | \$ 31,000.00 |

Funding Source: Funding is from the General Fund covering the period January 1, 2013 through December 31, 2013.

SECTION 3. That the 2012/2013 Biennial Operating Budget for 2013 be amended to provide for the following cash transfers between County funds.

| <u>Fund Nos. /Budget Accounts</u> | <u>Journal Nos.</u> |
|---|---------------------|
| A1. FROM: 29A390 – Health and Human Services Levy 2.9 SU513986 – Employment and Family Subsidy 2.9 Transfer Out \$ 515,912.88 | JT1305205 |
| TO: 24A510 – Work and Training Admin. WT137109 – Administrative Services Revenue Transfer \$ 515,912.88 | |
| A2. FROM: 29A390 – Health and Human Services Levy 2.9 SU513986 – Employment and Family Subsidy 2.9 Transfer Out \$ 134,150.07 | |
| TO: 24A510 – Work and Training Admin. WT137109 – Administrative Services Revenue Transfer \$ 134,150.07 | |
| A3. FROM: 29A391 – Health and Human Services Levy 4.8 SU514430 – Employment and Family Subsidy 4.8 Transfer Out \$ 841,752.68 | |
| TO: 24A510 – Work and Training Admin. WT137109 – Administrative Services Revenue Transfer \$ 841,752.68 | |
| A4. FROM: 29A391 – Health and Human Services Levy 4.8 SU514430 – Employment and Family Subsidy 4.8 Transfer Out \$ 218,876.43 | |
| TO: 24A510 – Work and Training Admin. WT137109 – Administrative Services Revenue Transfer \$ 218,876.43 | |

| | | |
|----------|--|------------------|
| B. FROM: | 21A500 – Urban Area Security Initiative | JT1305203 |
| | JA741322 – FY10 Urban Area Security Initiative (UASI) | |
| | Transfer Out | \$ 32,007.62 |
| TO: | 21A281 – Northeast Ohio Regional Fusion Center FY09 UASI | |
| | JA741447 – Northeast Ohio Regional Fusion Center FY09 UASI | |
| | Revenue Transfer | \$ 32,007.62 |

| | | |
|----------|----------------------------------|------------------|
| C. FROM: | 20A824 – Family Justice Center | JT1305204 |
| | JA107441 – Family Justice Center | |
| | Transfer Out | \$ 100,000.00 |

TO: 21A131 –Child Exposed to Violence Demo-Phase 1
 JA741349 – Child Exposed to Violence Demo-Phase 2
 Revenue Transfer \$ 100,000.00

Funding Source: Funding is from the Health and Human Services for the Family Justice Center covering the period January 1, 2013 through December 31, 2013.

D. FROM: 20A814 – Wireless 9-1-1 Government Assistance **JT1305206**
 JA106773– Wireless 9-1-1 Government Assistance
 Transfer Out \$ 90,000.00

TO: 50A410 –Cuyahoga Regional Information System
 JA090068 – J.A. Cuyahoga Regional Information System
 Revenue Transfer \$ 90,000.00

Funding Source: Funding is from the Wireless 9-1-1 Government Assistance Fund covering the period January 1, 2013 through December 31, 2013.

E. FROM: 21A218–State SHSP-Law Enforcement **JT1305207**
 JA768044– FFY 11 State Homeland –Law Enforcement 11/14
 Transfer Out \$ 22,801.31

TO: 21A342 –Northeast Regional Fusion Center-FY09
 JA767996 – Northeast Regional Fusion Center-FY09
 Revenue Transfer \$ 22,801.31

Funding Source: Funding is from the United States Department of Homeland Security passed through the Ohio Emergency Management Agency covering the period September 1, 2011 through April 30, 2014.

SECTION 4. That items approved in Resolution No. R2013-0196, passed on September 10, 2013, be corrected as follows to reconcile appropriations for 2013 in the County’s financial system:

Fund Nos./Budget Accounts

Journal Nos.

Rescinding Item B, Section 2:

Amending Resolution No. R2013-0196 dated September 10, 2013, by rescinding Item B in Section 2 as follows:

B. FROM: 21A218 – State SHSP-Law Enforcement (SHSPLE) **BA1301473**
 JA767913 – FFY10 State Homeland-Law Enforcement 10/13
 Other Expenses \$ 4,185.14

TO: 21A218–State SHSP-Law Enforcement (SHSPLE)
 JA767913 –FFY10 State Homeland-Law Enforcement 10/13
 Personal Services \$ 4,185.14

Funding is from the United States Department of Homeland Security passed through the Ohio Emergency Management Agency covering the period August 1, 2010 through June 30, 2013.

And that the remainder of said Resolution No. R2013-0196 is to remain in full force and effect.

SECTION 5. It is necessary that this Resolution become immediately effective for the usual daily operation of the County; the preservation of public peace, health, or safety in the County; and any additional reasons set forth in the preamble. Provided that this Resolution receives the affirmative vote of at least eight members of Council, it shall take effect and be in force immediately upon the earliest occurrence of any of the following: (1) its approval by the County Executive through signature, (2) the expiration of the time during which it may be disapproved by the County Executive under Section 3.10(6) of the Cuyahoga County Charter, or (3) its passage by at least eight members of Council after disapproval pursuant to Section 3.10(7) of the Cuyahoga County Charter. Otherwise, it shall take effect and be in force from and after the earliest period allowed by law.

SECTION 6. It is found and determined that all formal actions of this Council relating to the adoption of this Resolution were adopted in an open meeting of the Council, and that all deliberations of this Council and of any of its committees that resulted in such formal action were in meetings open to the public, in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

On a motion by _____, seconded by _____, the foregoing Resolution was duly adopted.

Yeas:

Nays:

County Council President

Date

County Executive

Date

Clerk of Council

Date

Journal CC012
October 22, 2013



EDWARD FITZGERALD
Cuyahoga County Executive

CUYAHOGA COUNTY
FISCAL OFFICER



October 15, 2013

Clerk of County Council

Dear Ms. Schmotzer:

A brief summary of the fiscal items that will be submitted for consideration for adoption on first reading at the regular County Council meeting scheduled for October 22, 2013, are presented below.

Additional Appropriation Summary – Additional appropriations are needed when there is a new or increased revenue source, or a revision to the original appropriation level that is required to cover expenditures that exceed the original estimate. A budget review document is provided for General Fund and Health & Human Services Levy Fund impact items.

A reduction in appropriation is requested in conjunction with the close-out of a program, grant, project or decertification of an encumbrance.

* Impact of fiscal item is included in the current projection and ending fund balance.

| General Fund/Health & Human Services * | Amount |
|---|---------------------|
| Justice Services – To appropriate a cash transfer from the Health & Human Services Levy Fund to the Child Exposed to Violence Demo Program. | \$100,000.00 |
| TOTAL | \$100,000.00 |

| Other Operating Funds | Amount |
|---|--------------------|
| Public Works/Dog Kennel – Additional appropriation for the Dick Goddard Best Friends Fund to support operations. Funding is from private donations. | \$55,617.00 |
| Court of Appeals – Additional appropriation to cover the purchase of 15 Surface Pro tablets. Funding is from the collection of court costs. | \$29,100.00 |
| TOTAL | \$84,717.00 |

| Grants/Projects | Amount |
|---|-----------------------|
| Public Works/Road & Bridge – Additional appropriation to cover the Cooperative Agreement with Olmsted Township to cover road maintenance. Funding is from the motor vehicle gas tax. | \$500,000.00 |
| Public Works/Sanitary Engineer – Additional appropriation to cover expenses in commodities and contract. Funding is from sewer district revenue from charges for services. | \$450,000.00 |
| Justice Services – To appropriate an additional supplemental award to the Defending Childhood Cooperative Agreement from the U.S. Department of Justice, State and Community Development Division under the Office of Justice Programs. Juvenile Justice & Delinquency Prevention, Attorney General's Children Exposed to Violence Program. | \$610,000.00 |
| Sheriff – To establish appropriation for the Community Corrections Act Apprehension Unit FY 13 (\$93,500) and FY 14 (\$93,500). Funding is from the Ohio Department of Rehabilitation and Corrections. | \$187,000.00 |
| Development – To establish additional appropriations received from various repayments in the 2010 Neighborhood Stabilization Project Plan per grant guidelines on repayment revenues. Funding is from the U.S. Department of Housing and Urban Development. | \$92,733.52 |
| TOTAL | \$1,839,733.52 |

| | |
|--|-----------------------|
| Total Additional Appropriations - All Funds | \$2,024,450.52 |
|--|-----------------------|

The following represents the overall changes made to the Annual Appropriation Measure for 2013 since its adoption on December 11, 2012 Resolution R2012-0232. The changes reflect the Additional Appropriations, Appropriation Transfers and Cash Transfers to the original adopted appropriation resolution.

APPROPRIATION STATUS SUMMARY:

| | <u>10/22/13 Agenda</u> | <u>Year to Date*</u> | <u>Adjusted Annual Appropriation</u> |
|---------------------|------------------------|----------------------------|--------------------------------------|
| General Fund Impact | \$ 0.00 | \$ 361,708,846.00 | \$ 380,560,651.49 |
| HHS Levy Impact | \$ 100,000.00 | \$ 222,615,901.00 | \$ 206,248,451.62 |
| Other Fund Impact | \$ <u>1,924,450.52</u> | \$ <u>919,467,552.00</u> | \$ <u>1,017,425,466.79</u> |
| Total Impact | \$ 2,024,450.52 | \$ 1,503,792,299.00 | \$ 1,604,234,569.90 |

* 2013 appropriation levels adopted by resolution R2012-0232 on December 11, 2012.

Appropriation Transfer Summary – Is a transfer of appropriation between two or more budget accounts or between different resolution categories within the same budget account.

| General Fund/Health & Human Services * | Amount |
|---|---------------------|
| Information Technology – Realigning appropriation to Web & Multi Media Development to cover contractual expenses for the maintenance of the SAP system. Funding is from the General Fund. | \$100,000.00 |
| Justice Services – Realigning appropriation to cover a contract for intensive counseling services for victims of violence. Funding is from the Health and Human Services Levy Fund. | \$37,500.00 |
| Sheriff – Realigning appropriation within the Law Enforcement division to cover pending police equipment package for new vehicle. Funding is from the General Fund. | \$31,000.00 |
| TOTAL | \$168,500.00 |

| Other Operating Funds | Amount |
|--|--------------------|
| Public Works/Facilities Maintenance – Realigning appropriation to cover expenses in the Building & Grounds through year-end. Funding is from charges to user agencies. | \$25,000.00 |
| TOTAL | \$25,000.00 |

| Grants/Projects | Amount |
|---|---------------------|
| Public Works/Facilities Maintenance – Realigning appropriation to cover personal services for 15 temporary skilled trades to assist with the interim move of offices in the County Administration Building. Funding is from the capital projects fund. | \$115,000.00 |
| Development – Realigning appropriation within the various Community Development Block (CDBG) grants to allow rental charges incurred in the General Fund to be expensed to the grant project. Funding is from the U.S. Department of Housing and Urban Development. | \$8,622.67 |
| Medical Examiner – Realigning appropriation to cover pending capital purchases. Funding is from the U.S. Department of Homeland Security. | \$3,932.00 |
| TOTAL | \$127,554.67 |

| | |
|--|---------------------|
| Total Appropriation Transfers - All Funds | \$321,054.67 |
|--|---------------------|

Cash Transfer Summary – Operating transfers support operating expenditures, related to a cash matches for a grants, transfer of taxes or fees to a debt service fund, transfers from the General Fund to a capital project fund or operating subsidies to special revenue funds, enterprise funds, or internal service funds. This type of transaction posts as an expenditure and sufficient appropriation must be available to process the transaction.

| General Fund/Health & Human Services * | Amount |
|--|-----------------------|
| Health & Human Services Levy Fund – A cash transfer to cover the quarterly mandated share of TANF and Non-TANF related expenses. Funding is from the Health and Human Services Levy Fund. | \$1,710,692.06, |
| Justice Services – A cash transfer from the Family Justice Center to the Child Exposed to Violence Demo Phase 1 division to cover a contract agreement for treatment of children exposed to violence. Funding is from the Health and Human Services Levy Fund. | \$100,000.00 |
| TOTAL | \$1,810,692.06 |

| Grants/Projects | Amount |
|--|---------------------|
| Justice Services – A cash transfer from the Urban Area Security Initiative to the Northeast Ohio Regional Fusion Center to cover expenses reported in April through June 2013 by the Sheriff's Department. Funding is from the U.S. Department of Homeland Security. | \$32,007.62 |
| Justice Services – A cash transfer from the Wireless 9-1-1 Government Assistance grant to the Cuyahoga Regional Information System as reimbursement for technology support. Funding is from surcharges on cell phones. | \$90,000.00 |
| Justice Services – A cash transfer from the State Homeland Security Law Enforcement fund to the Northeast Regional Fusion Center to cover expenses reported in February and April through July 2013. Funding is from the U.S. Department of Homeland Security. | \$22,801.31 |
| TOTAL | \$144,808.93 |

| | |
|---|-----------------------|
| Total Cash Transfers - All Funds | \$1,955,500.99 |
|---|-----------------------|

Thank you for your consideration regarding this matter.

Sincerely,



Matthew Rubino
Director, Office of Budget & Management
mrubino@cuyahogacounty.us
(216) 443-7448
Fax: (216) 443-8193



Department of Public Safety and Justice Services

MEMORANDUM

TO: Matt Rubino, Director of OBM
FROM: Nancy Veley, Public Safety & Justice Services
SUBJECT: Additional Appropriation
DATE: 9/20/2013

Public Safety & Justice Services/Witness Victim Service Center is requesting an appropriation increase in the Defending Childhood/Children Exposed to Violence Initiative. The funds in the amount of \$100,000 are an operating transfer from the Family Justice Center to Defending Childhood to ensure the project is operational through December 31, 2014. The funds will be used in conjunction with the Department of Justice, Office of Justice Programs, Cooperative Agreement Supplemental award of \$610,000 to continue to screen, identify, and treat children who are exposed to violence and are experiencing symptoms of trauma.

Please advise if you need any additional information.

Attachments

cc: Chuck Cavano
Felicia Harrison



Department of Public Safety and Justice Services

MEMORANDUM

TO: Matt Rubino, Director of OBM
FROM: Nancy Veley, Public Safety & Justice Services
SUBJECT: Additional Appropriation
DATE: 9/20/2013

Public Safety & Justice Services/Witness Victim Service Center has been awarded \$610,000 for the FY 2013 State and Community Development Division Invited Award from the U.S.

Department of Justice, Office of Justice Programs, Office of Juvenile Justice and Delinquency Prevention (OJJDP). This is a supplemental award for continuation of the existing FY 2011 OJJDP Cooperative Agreement for the Defending Childhood project. The funds will be used to continue to screen, identify, and treat children who are exposed to violence and are experiencing symptoms of trauma.

The request for additional appropriation, the executed grant award and the Board of Control approval, BC2013-211 are attached.

Please advise if you need any additional information.

Attachments

cc: Chuck Cavano
Felicia Harrison

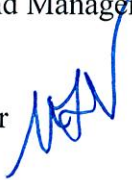
Court of Appeals of Ohio

EIGHTH APPELLATE DISTRICT
CUYAHOGA COUNTY COURT HOUSE
1 LAKESIDE AVENUE
CLEVELAND, OHIO 44113-1085
(216) 443-6350

Ute Lindenmaier Vilfroy
Court Administrator / Magistrate

MEMORANDUM

TO: Matt Rubino, Director
Office of Budget and Management

FROM: Ute L. Vilfroy
Court Administrator 

DATE: October 2, 2013

RE: Agenda Item - County Council Fiscal Meeting 10/15/13

The Court of Appeals requests that you place the item below on the agenda of the Fiscal Meeting of County Council scheduled for 10/15/13:

Transfer funds in the amount of \$29,100.00 from the Court of Appeals Revenue Account, Index Code CA360115 (Combining Level 25, Fund 20A, Subfund 805) into an appropriation account with Index Code CA360115 Object Code 0720 for the purchase of fifteen (15) SurfacePro 2 tablets.

Please contact me if you need further information.

Thank you.



EDWARD FITZGERALD
Cuyahoga County Executive

CUYAHOGA COUNTY
FISCAL OFFICER



MEMORANDUM

TO: Jeanne Schmotzer, Clerk of Council

FROM: Matthew Rubino, Director, Office of Budget & Management

DATE: October 15, 2013

RE: Agenda Items

The Office of Budget & Management is requesting that the following fiscal items be presented to the members of County Council for their consideration for approval on first reading at the meeting of October 22, 2013. The requested fiscal items including additional appropriations, appropriation transfers, and cash transfers meet agency budgetary needs.

Resolution: Additional Appropriations

A. 26A601 – General Gas and License Fees **BA1301571**
CE417055 – Maintenance Administration
Other Expenses \$ 500,000.00

Appropriation is requested by the Department of Public Works, Road and Bridge division for the new Olmsted Township Cooperative Agreement. This agreement transfers road maintenance duties from the County to the Township for County roads within the Township for a period of five years. The agreement will be reevaluated after the initial five year period. The funding source is the motor vehicle gas tax.

B. 21A825 – Dick Goddard Best Friends Fund **BA1301572**
CT790055 – Dick Goddard Best Friends Fund
Other Expenses \$ 55,617.00

Appropriation is requested by the Department of Public Works, Dog Kennel operations to provide additional appropriation to the Dick Goddard Best Friends Fund. This Fund is supported by donations and must be used for direct kennel expenses that benefit animals in the kennel's care. Medical supplies are purchased from this Fund. The funding source is private donations and sufficient cash balance exists to allow for immediate use of this appropriation for medical supplies.

C. 54A100 – Sanitary Engineer **BA1301575**
ST540252 – Sanitary Engineer Administration
Other Expenses \$ 450,000.00

Appropriation is requested by the Department of Public Works, Sanitary Engineer administration to provide additional appropriation to the Sanitary Engineer Fund. Appropriation is needed to cover

Fiscal Office
Office of Budget & Management
1219 Ontario Street, Cleveland, OH 44113, (216) 443-7220, FAX (216) 443-8193
Ohio Relay Service (TTY) 711

expected expenses in commodities, contracts, and other expenses due to internal chargebacks from the Road and Bridge Fund and encumbrances that reserve current appropriation and will not be expensed until a future period. The funding source is sewer district revenue from charges for services.

| | | |
|----|--|------------------|
| D. | 20A805 – Court of Appeals Special Projects | BA1301559 |
| | CA360115 – Court of Appeals Special Projects | |
| | Capital Outlays | \$ 29,100.00 |

The Court of Appeals is requesting \$29,100 for the purchase of 15 Surface-Pro tablets. Funding is from the court costs collected and deposited in the special revenue fund of the Court covering the period January 1, 2013-December 31, 2013.

| | | |
|----|---|------------------|
| E. | 21A131 – Child Exposed to Violence Demo-Phase 1 | BA1301526 |
| | JA741349 – Child Exposed to Violence Demo-Phase 2 | |
| | Other Expenses | \$ 610,000.00 |

The increase in appropriations is a result of a supplemental award to the Defending Childhood Cooperative Agreement to further screen, identify and treat children exposed to violence. Funding is the United States Department of Justice, State and Community Development Division under the Office of Justice Programs, Juvenile Justice and Delinquency Prevention, Attorney General's Children Exposed to Violence Program covering the period Oct 1, 2013 through September 30, 2014. The award was accepted by the Board of Control on July 15, 2013, BC2013-211. No cash match is required.

| | | |
|----|---|------------------|
| F. | 21A131 – Child Exposed to Violence Demo-Phase 1 | BA1301529 |
| | JA741349 – Child Exposed to Violence Demo-Phase 2 | |
| | Other Expenses | \$ 100,000.00 |

The increase in appropriations is a result of a transfer of cash from the Health and Human Services account Family Justice Center to the Child Exposed to Violence Demo Program to further supplement contractual services to screen, identify and treat children exposed to violence. The expense was originally projected as a contract however there is an operational benefit to simply transfer the amount. There is no increased expense to the Health & Human Services Levies resulting from this increase. Funding is the Health and Human Services covering the period January 1, 2013 through December 31, 2013.

| | | |
|----|---------------------------------------|------------------|
| G. | 21A284 – CCA-ISP Apprehension Unit | BA1301556 |
| | SH350116 – FY13 CCA Apprehension Unit | |
| | Personnel Services | \$ 93,500.00 |

Establish appropriations for the Community Corrections Act Apprehension Unit to account for the interagency agreement between the Cuyahoga County Corrections Planning Board and the Sheriff's Office for the offender apprehension services in connection with the Boards Intensive Special Probation-Felony Division Grant of the Adult Probation Department of Common Pleas Court for the costs of two Sheriff Deputies. Funding is from the Ohio Department of Rehabilitation and Corrections to the Cuyahoga County Correction Planning Board passed through to the County Sheriff covering the period July 1, 2012 through June 30, 2013. No cash match is required

| | | |
|----|---------------------------------------|------------------|
| H. | 21A284 – CCA-ISP Apprehension Unit | BA1301557 |
| | SH350124 – FY14 CCA Apprehension Unit | |
| | Personnel Services | \$ 93,500.00 |

Establish appropriations for the Community Corrections Act Apprehension Unit to account for the interagency agreement between the Cuyahoga County Corrections Planning Board and the Sheriff's Office for the offender apprehension services in connection with the Boards Intensive Special Probation-Felony Division Grant of the Adult Probation Department of Common Pleas Court for the costs of two Sheriff Deputies. Funding is from the Ohio Department of Rehabilitation and Corrections to the Cuyahoga County Correction Planning Board passed through to the County Sheriff covering the period July 1, 2013 through June 30, 2014. No cash match is required

| | | | |
|----|--|----|------------------|
| I. | 22S157 – 2010 Neighborhood Stabilization Program | | BA1301525 |
| | DV725291 – 2010 NSP2-Project Plan | | |
| | Other Expenses | \$ | 92,733.52 |

Provide additional appropriations in the Department of Development 2010 Neighborhood Stabilization Project Plan to re-program revenues received from various repayments in 2013 per grant guidelines on repayment revenues. Funding is from the United States Department of Housing and Urban Development (HUD) covering the period between January 10, 2010 and when federal funding ceases.

Resolution: Appropriation Transfers:

| | | | | |
|----|-------|--|----|------------------|
| A. | FROM: | 01A001 – General Fund | | BA1301576 |
| | | IT601047 – Web & Multi-Media Development | | |
| | | Capital Outlay | \$ | 50,000.00 |
| | | | | |
| | | 01A001 – General Fund | | |
| | | IT601096 – Engineering Services | | |
| | | Other Expenses | \$ | 50,000.00 |
| | | | | |
| | TO: | 01A001 – General Fund | | |
| | | IT601047 – Web & Multi-Media Development | | |
| | | Other Expenses | \$ | 100,000.00 |

A transfer in appropriation would provide sufficient appropriation in the Web & Multi-Media division of the Department of Information Technology for the contractual expenses related to maintenance of the SAP system. This contract previously had been in the Department of Human Resources budget before IT services were consolidated into the Department of Information Technology budget. Funding comes from the General Fund.

| | | | | |
|----|-------|--|----|------------------|
| B. | FROM: | 61A607 – Centralized Custodial Services | | BA1301573 |
| | | CT577411 – Central Services – Other Services | | |
| | | Other Expenses | \$ | 25,000.00 |
| | | | | |
| | TO: | 61A607 – Centralized Custodial Services | | |
| | | CT571000 – Building and Grounds Administration | | |
| | | Other Expenses | \$ | 25,000.00 |

Appropriation transfer is requested by the Department of Public Works, Finance division, to transfer other expenses between Central Services-Other Services and Building and Grounds Administration. This will allow non-sufficient fund errors to be cleared in the County financial accounting system and future commodities purchases to be made. The funding source is charges for services.

| | | | | |
|----|-------|--|----|------------------|
| C. | FROM: | 61A607 – Centralized Custodial Services | | BA1301574 |
| | | CT577411 – Central Services – Other Services | | |
| | | Other Expenses | \$ | 115,000.00 |
| | | | | |
| | TO: | 61A607 – Centralized Custodial Services | | |
| | | CT571034 – Building and Grounds – Special Trades | | |
| | | Personal Services | \$ | 115,000.00 |

Appropriation transfer is requested by the Department of Public Works, finance division, to transfer Central Services-Other Services funds to the Building and Grounds-Special Trades funds for the future personal services costs of 15 temporary skilled trades. The temporary skilled tradesmen will be employed for 90 days to assist with the County Administration Building interim move. The project consists of multiple County Departments being moved to temporary offices until the new County Headquarters Building is constructed in July 2014. This transfer will allow for more accurate accounting of this project and payment of personal services to the skilled tradesmen. The personal services costs

will be transferred to capital projects fund as the project progresses. The funding source is the capital projects fund.

| | | | | |
|----|-------|---|----|------------------|
| D. | FROM: | 22A685 – CDBG Year 38 2012 | | BA1301517 |
| | | DV713891 – CDBG Program Operations 2012 | | |
| | | Capital Outlays | \$ | 1,000.00 |
| | TO: | 22A685–CDBG Year 38 2012 | | |
| | | DV713891 –CDBG Program Operations 2012 | | |
| | | Other Expenses | \$ | 1,000.00 |

Transfer appropriations within the Community Development Block Grant Program permitting rental charges incurred in the General Fund to be expensed to the grant program. Funding is from the United States Department of Housing and Urban Development covering the period January 1, 2012 through December 31, 2012.

| | | | | |
|----|-------|-----------------------------------|----|------------------|
| E. | FROM: | 22A685 – CDBG Year 38 2012 | | BA1301518 |
| | | DV713883 – Admin Operating FY2012 | | |
| | | Capital Outlays | \$ | 3,000.00 |
| | TO: | 22A685–CDBG Year 38 2012 | | |
| | | DV713883 –Admin Operating FY2012 | | |
| | | Other Expenses | \$ | 3,000.00 |

Transfer appropriations within the Community Development Block Grant Program permitting rental charges incurred in the General Fund to be expensed to the grant program. Funding is from the United States Department of Housing and Urban Development covering the period January 1, 2012 through December 31, 2012.

| | | | | |
|----|-------|---|----|------------------|
| F. | FROM: | 22A685 – CDBG Year 38 2012 | | BA1301519 |
| | | DV713909 – Rehabilitation Operations FY2012 | | |
| | | Capital Outlays | \$ | 1,000.00 |
| | TO: | 22A685–CDBG Year 38 2012 | | |
| | | DV713909 –Rehabilitation Operations FY2012 | | |
| | | Other Expenses | \$ | 1,000.00 |

Transfer appropriations within the Community Development Block Grant Program permitting rental charges incurred in the General Fund to be expensed to the grant program. Funding is from the United States Department of Housing and Urban Development covering the period January 1, 2012 through December 31, 2012.

| | | | | |
|----|-------|-----------------------------------|----|------------------|
| G. | FROM: | 22A046 – CDBG Year 37 2011 | | BA1301520 |
| | | DV713370 – Admin Operating FY2011 | | |
| | | Capital Outlays | \$ | 2,622.67 |
| | TO: | 22A046–CDBG Year 37 2011 | | |
| | | DV713370 –Admin Operating FY2011 | | |
| | | Other Expenses | \$ | 2,622.67 |

Transfer appropriations within the Community Development Block Grant Program permitting rental charges incurred in the General Fund to be expensed to the grant program. Funding is from the United States Department of Housing and Urban Development covering the period January 1, 2011 through December 31, 2011.

| | | | |
|----|-------|---|------------------|
| H. | FROM: | 22A046 – CDBG Year 37 2011 | BA1301521 |
| | | DV713396 – CDBG Program Operations 2011 | |
| | | Capital Outlays | \$ 1,000.00 |
| | TO: | 22A046–CDBG Year 37 2011 | |
| | | DV713396 –CDBG Program Operations 2011 | |
| | | Other Expenses | \$ 1,000.00 |

Transfer appropriations within the Community Development Block Grant Program permitting rental charges incurred in the General Fund to be expensed to the grant program. Funding is from the United States Department of Housing and Urban Development covering the period January 1, 2011 through December 31, 2011.

| | | | |
|----|-------|----------------------------------|------------------|
| I. | FROM: | 20A824 – Family Justice Center | BA1301527 |
| | | JA107441 – Family Justice Center | |
| | | Personnel Services | \$ 37,500.00 |
| | TO: | 20A824–Family Justice Center | |
| | | JA107441 –Family Justice Center | |
| | | Other Expenses | \$ 37,500.00 |

Transfer appropriations within the Family Justice Center to allow for a contract for intensive counseling services for victims of violence. Funding is from the Health and Human Services Levy covering the January 1, 2013 through December 31, 2013.

| | | | |
|----|-------|--|------------------|
| J. | FROM: | 21A370 – Port Security FY2010-Medical Examiner 13 | BA1301554 |
| | | CR768002 –Port Security FY2010-Medical Examiner 13 | |
| | | Other Expenses | \$ 3,932.00 |
| | TO: | 21A370–Port Security FY2010-Medical Examiner 13 | |
| | | CR768002 –Port Security FY2010-Medical Examiner 13 | |
| | | Capital Outlays | \$ 3,932.00 |

Transfer appropriations within the Port Security FY2010-Medical Examiner 13 grant for pending capital purchases. Funding is from the United States Department of Homeland Security covering the period June 1, 2010 through June 30, 2013.

| | | | |
|----|-------|-----------------------------------|------------------|
| K. | FROM: | 01A001 – General Fund | BA1301555 |
| | | SH350272 –Law Enforcement-Sheriff | |
| | | Other Expenses | \$ 31,000.00 |
| | TO: | 01A001–General Fund | |
| | | SH350272 –Law Enforcement-Sheriff | |
| | | Capital Outlays | \$ 31,000.00 |

Transfer appropriations within the Sheriff's Law Enforcement account for pending new car police package equipment purchases. Funding is from the General Fund covering the period January 1, 2013 through December 31, 2013.

Resolution: Cash Transfers:

| | | | | | |
|-----|-------|---|----|------------|------------------|
| A1. | FROM: | 29A390 – Health and Human Services Levy 2.9 SU513986 – Employment and Family Subsidy 2.9 Transfer Out | | | JT1305205 |
| | | | \$ | 515,912.88 | |
| | TO: | 24A510 – Work and Training Admin. WT137109 – Administrative Services Revenue Transfer | | | |
| | | | \$ | 515,912.88 | |
| A2. | FROM: | 29A390 – Health and Human Services Levy 2.9 SU513986 – Employment and Family Subsidy 2.9 Transfer Out | | | |
| | | | \$ | 134,150.07 | |
| | TO: | 24A510 – Work and Training Admin. WT137109 – Administrative Services Revenue Transfer | | | |
| | | | \$ | 134,150.07 | |
| A3. | FROM: | 29A391 – Health and Human Services Levy 4.8 SU514430 – Employment and Family Subsidy 4.8 Transfer Out | | | |
| | | | \$ | 841,752.68 | |
| | TO: | 24A510 – Work and Training Admin. WT137109 – Administrative Services Revenue Transfer | | | |
| | | | \$ | 841,752.68 | |
| A4. | FROM: | 29A391 – Health and Human Services Levy 4.8 SU514430 – Employment and Family Subsidy 4.8 Transfer Out | | | |
| | | | \$ | 218,876.43 | |
| | TO: | 24A510 – Work and Training Admin. WT137109 – Administrative Services Revenue Transfer | | | |
| | | | \$ | 218,876.43 | |

In accordance with the Ohio Revised Code (ORC) Section 5101.16 the county is required to pay a share of TANF related administration (\$5,430,662) and Non-TANF (\$1,412,106) related administration for Medicaid, Food related expenditures during a calendar year. This represents 3/12 of the total required mandated share that generally is transferred to the corresponding fund on a quarterly basis. This transfer is for October – December 2013. The amount is based on the current State Fiscal Year's requirement. The funding source is the Health and Human Services Levy.

| | | | | | |
|----|-------|--|----|-----------|------------------|
| B. | FROM: | 21A500 – Urban Area Security Initiative JA741322 – FY10 Urban Area Security Initiative (UASI) Transfer Out | | | JT1305203 |
| | | | \$ | 32,007.62 | |
| | TO: | 21A281 – Northeast Ohio Regional Fusion Center FY09 UASI JA741447 – Northeast Ohio Regional Fusion Center FY09 UASI Revenue Transfer | | | |
| | | | \$ | 32,007.62 | |

Transfer from the Urban Area Security Initiative to the Northeast Ohio Regional Fusion Center for expenditures reported in April through June 2013 by the Sheriff Department. Funding is from the United States Department of Homeland Security passed through the Ohio Emergency Management Agency covering the period August 1, 2010 through March 31, 2013.

| | | | | |
|----|-------|---|---------------|------------------|
| C. | FROM: | 20A824 – Family Justice Center JA107441 – Family Justice Center Transfer Out | \$ 100,000.00 | JT1305204 |
| | TO: | 21A131 –Child Exposed to Violence Demo-Phase 1 JA741349 – Child Exposed to Violence Demo-Phase 2 Revenue Transfer | \$ 100,000.00 | |

Transfer from the Family Justice Center to the Child Exposed to Violence Demo project to secure a contract within the grant for a treatment of children exposed to violence to be fully operational. The expense was originally projected as a contract however there is an operational benefit to simply transfer the amount. There is no increased expense to the Health & Human Services Levies resulting from this transfer. Funding is from the Health and Human Services for the Family Justice Center covering the period January 1, 2013 through December 31, 2013.

| | | | | |
|----|-------|--|--------------|------------------|
| D. | FROM: | 20A814 – Wireless 9-1-1 Government Assistance JA106773– Wireless 9-1-1 Government Assistance Transfer Out | \$ 90,000.00 | JT1305206 |
| | TO: | 50A410 –Cuyahoga Regional Information System JA090068 – J.A. Cuyahoga Regional Information System Revenue Transfer | \$ 90,000.00 | |

Transfer from the Wireless 911 Government Assistance to the Cuyahoga Regional Information System (CRIS) to reimburse CRIS for information technology support provide to CECOMS in 2013. Funding is from the Wireless 9-1-1 Government Assistance Fund covering the period January 1, 2013 through December 31, 2013.

| | | | | |
|----|-------|---|--------------|------------------|
| E. | FROM: | 21A218–State SHSP-Law Enforcement JA768044– FFY 11 State Homeland –Law Enforcement 11/14 Transfer Out | \$ 22,801.31 | JT1305207 |
| | TO: | 21A342 –Northeast Regional Fusion Center-FY09 JA767996 – Northeast Regional Fusion Center-FY09 Revenue Transfer | \$ 22,801.31 | |

Transfer from the State Homeland Security Law Enforcement to the Northeast Regional Fusion Center for expenses reported in February and April through July 2013. Funding is from the United States Department of Homeland Security passed through the Ohio Emergency Management Agency covering the period September 1, 2011 through April 30, 2014.

Corrective Action Resolution: R2013-0196 dated September 10, 2013:

Amending Resolution R2013-0196 dated September 10, 2013 in Section 2, Item B as follows:

Rescind Item B, Section 2

| | | | |
|----|-------|---|------------------|
| B. | FROM: | 21A218 – State SHSP-Law Enforcement (SHSPLE) | BA1301473 |
| | | JA767913 – FFY10 State Homeland-Law Enforcement 10/13 | |
| | | Other Expenses | \$ 4,185.14 |
| | TO: | 21A218–State SHSP-Law Enforcement (SHSPLE) | |
| | | JA767913 –FFY10 State Homeland-Law Enforcement 10/13 | |
| | | Personal Services | \$ 4,185.14 |

Transfer appropriations within the Federal Fiscal Year 2010 State Homeland Security Grant Program-Law Enforcement 2010/2013 grant to permit adjustments for salary and fringes from the General Fund and to close out the grant. Funding is from the United States Department of Homeland Security passed through the Ohio Emergency Management Agency covering the period August 1, 2010 through June 30, 2013.

County Council of Cuyahoga County, Ohio

Resolution No. R2013-0227

| | |
|---|---|
| Sponsored by: County Executive FitzGerald/Fiscal Officer/Office of Budget & Management | A Resolution amending the 2012/2013 Biennial Operating Budget for 2013 by providing for additional fiscal appropriations from the General Fund and other funding sources, for appropriation transfers between budget accounts, and for cash transfers between budgetary funds, in order to meet the budgetary needs of various County departments, offices and agencies related to year-end close-out activities; and declaring the necessity that this Resolution become immediately effective. |
|---|---|

WHEREAS, on December 11, 2012, the Cuyahoga County Council adopted the Biennial Operating Budget and Capital Improvements Program Update for 2013 (Resolution No. R2012-0232) establishing the 2013 biennial budget update for all County departments, offices and agencies;

WHEREAS, it is necessary to adjust the Biennial Operating Budget for 2013 to reflect budgetary funding increases, funding reductions, and to transfer budget appropriations in order to accommodate the operational needs of certain County departments, offices, and agencies; and

WHEREAS, it is necessary for reconciliation of the 2013 appropriations in the County's financial accounting system; and,

WHEREAS, it is further necessary that this Resolution become immediately effective in order that critical services provided by Cuyahoga County can continue and to provide for the usual, daily operation of County departments, offices, and agencies.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNTY COUNCIL OF CUYAHOGA COUNTY, OHIO:

SECTION 1. That the 2012/2013 Biennial Operating Budget for 2013 be amended to provide for additional appropriation increases and decreases to be determined by the Office of Budget and Management (OBM), for the purpose of year-end reconciliation of accounts, provided that the maximum amount of any one item shall not exceed \$200,000.00, unless the additional appropriation increase is offset by a corresponding decrease of the same amount, except that any

one item identified to fund pending internal service charge(s) shall not exceed \$700,000.00.

SECTION 2. That the 2012/2013 Biennial Operating Budget for 2013 be amended to provide for appropriation transfers, to be determined by OBM, for the purpose of year-end reconciliation of budget accounts and line items, provided that transfer items adhere to the currently established financial policies for processing appropriation transfers.

SECTION 3. All additional appropriation increases or decreases, or appropriation transfers made under this Resolution shall be done between December 10, 2013 and December 31, 2013 inclusive.

SECTION 4. On or before December 10, 2013; December 17, 2013; December 24, 2013; and December 31, 2013, OBM shall provide Council a description of all appropriation increases and decreases, and appropriation transfers journaled in the financial accounting system under this resolution during the preceding week.

SECTION 5. Not later than January 21, 2014, the County Executive shall submit to Council for approval the final budget appropriation and transfer Resolution covering all of the changes made under this Resolution.

SECTION 6. It is necessary that this Resolution become immediately effective for the usual daily operation of the County; the preservation of public peace, health, or safety in the County; and any additional reasons set forth in the preamble. Provided that this Resolution receives the affirmative vote of at least eight members of Council, it shall take effect and be in force immediately upon the earliest occurrence of any of the following: (1) its approval by the County Executive through signature, (2) the expiration of the time during which it may be disapproved by the County Executive under Section 3.10(6) of the Cuyahoga County Charter, or (3) its passage by at least eight members of Council after disapproval pursuant to Section 3.10(7) of the Cuyahoga County Charter. Otherwise, it shall take effect and be in force from and after the earliest period allowed by law.

SECTION 7. It is found and determined that all formal actions of this Council relating to the adoption of this Resolution were adopted in an open meeting of the Council, and that all deliberations of this Council and of any of its committees that resulted in such formal action were in meetings open to the public, in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

On a motion by _____, seconded by _____, the foregoing Resolution was duly adopted.

Yeas:

Nays:

County Council President

Date

County Executive

Date

Clerk of Council

Date

First Reading/Referred to Committee:

Committee(s) Assigned:

Journal _____
_____, 2013

NovusAGENDA



8

Item Details:

Agency/Dept. Name: Office of Budget and Management **Agency/Dept.Head Name:** Matthew Rubino

Type of Request:

Request Prepared by: Millie Antle **Telephone No.** 443-7220

SUMMARY OF REQUESTED ACTION:

The Office of Budget & Management is requesting authorization to process additional appropriations and appropriation transfers that are related to the 2013 year-end close-out activities.

This action will allow the Office of Budget & Management and the Financial Reporting Division to handle budgetary issues in a timely basis for all County agencies. These items include insufficient fund items but not items such as grant awards, capital project appropriations and cash transfers.

PURPOSE/OUTCOMES - PRINCIPAL OWNER(S):

Explanation for late submittal:

Contract/Agreement Information:

Procurement Method:

Explanation for Increase/Decrease in \$ Amount for current request:

Financial Information:

Funding source: **Explanation:**

Total Amount Requested:

\$

ATTACHMENTS:

County Council of Cuyahoga County, Ohio

Resolution No. R2013-0228

| | |
|---|--|
| Sponsored by: County Executive FitzGerald/Fiscal Officer/Office of Budget & Management | A Resolution approving The MetroHealth System Year 2014 Budget, in accordance with Ohio Revised Code Section 339.06(D), with the understanding that the allocation of County funds to the System will be made through adoption of the 2014/2015 Biennial Operating Budget and Capital Improvements Program for 2014; and declaring the necessity that this Resolution become immediately effective. |
|---|--|

WHEREAS, the County Executive FitzGerald/Fiscal Officer/Office of Budget & Management submit for approval The MetroHealth System Year 2014 Budget, in accordance with Ohio Revised Code Section 339.06(D), with the understanding that the allocation of County funds to the System will be made through adoption of the 2014/2015 Biennial Operating Budget and Capital Improvements Program for 2014; and,

WHEREAS, that if the amount appropriated to the county hospital in the annual appropriation measure for the County for the ensuing fiscal year differs from the amount shown in the approved budget, the County may require the board of county hospital trustees to revise the hospital budget accordingly. The board of trustees shall not expend such funds until its budget for that calendar year is submitted and approved by the County; and,

WHEREAS, it is further necessary that this Resolution become immediately effective in order that critical services provided by Cuyahoga County can continue and to provide for the usual, daily operation of a County entity.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNTY COUNCIL OF CUYAHOGA COUNTY, OHIO:

SECTION 1. That the Cuyahoga County Council hereby approves The MetroHealth System Year 2014 Budget, in accordance with Ohio Revised Code Section 339.06(D), with the understanding that the allocation of County funds to the System will be made through adoption of the 2014/2015 Biennial Operating Budget and Capital Improvements Program for 2014.

SECTION 2. That the Clerk of Council be, and she is, hereby instructed to transmit a copy of this Resolution to Matthew Rubino, Director, Office of Budget & Management; Dr. Akram Boutros, President and CEO, The MetroHealth

System; and Craig Richmond, Associate Chief Financial Officer, The MetroHealth System.

SECTION 3. It is necessary that this Resolution become immediately effective for the usual daily operation of the County and the reasons set forth in the preamble. Provided that this Resolution receives the affirmative vote of at least eight members of Council, it shall take effect and be in force immediately upon the earliest occurrence of any of the following: (1) its approval by the County Executive through signature, (2) the expiration of the time during which it may be disapproved by the County Executive under Section 3.10(6) of the Cuyahoga County Charter, or (3) its passage by at least eight members of Council after disapproval pursuant to Section 3.10(7) of the Cuyahoga County Charter. Otherwise, it shall take effect and be in force from and after the earliest period allowed by law.

SECTION 4. It is found and determined that all formal actions of this Council relating to the adoption of this Resolution were adopted in an open meeting of the Council, and that all deliberations of this Council and of any of its committees that resulted in such formal action were in meetings open to the public, in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

On a motion by_____, seconded by_____, the foregoing Resolution was duly adopted.

Yeas:

Nays:

| | |
|--------------------------|-------|
| _____ | _____ |
| County Council President | Date |

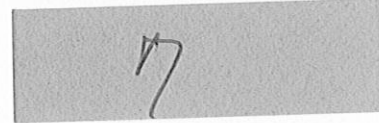
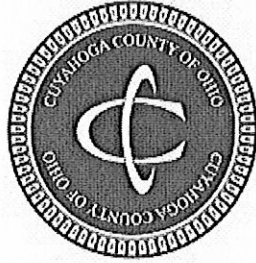
| | |
|------------------|-------|
| _____ | _____ |
| County Executive | Date |

| | |
|------------------|-------|
| _____ | _____ |
| Clerk of Council | Date |

First Reading/Referred to Committee:
Committee(s) Assigned:

Journal _____
_____, 2013

NovusAGENDA



Item Details:

| | | | |
|-----------------------------|---------------------------------|--------------------------------|----------------|
| Agency/Dept. Name: | Office of Budget and Management | Agency/Dept. Head Name: | Matthew Rubino |
| Type of Request: | Other | | |
| Request Prepared by: | Millie Antle | Telephone No. | 443-7220 |

SUMMARY OF REQUESTED ACTION:

The Office of Budget and Management is requesting the acceptance of the 2014 MetroHealth Operating Budget at the October 22, 2013 Council Meeting. According to the Ohio Revised Code Section 399.06 (D), Annually, not later than sixty days before the end of the fiscal year used by the county hospital, the board of county hospital trustees shall submit its proposed budget for the ensuing fiscal year to the County Council for that board's review." A copy of MetroHealth's 2014 Operating Budget submission is attached.

PURPOSE/OUTCOMES - PRINCIPAL OWNER(S):

Explanation for late submittal:

Contract/Agreement Information:

Procurement Method:

Explanation for Increase/Decrease in \$ Amount for current request:

Financial Information:

Funding source: **Explanation:**

Total Amount Requested:

\$

ATTACHMENTS:

[Click to download](#)

No Attachments Available

County Council of Cuyahoga County, Ohio

Resolution No. R2013-0229

| | |
|---|---|
| Sponsored by: County Executive FitzGerald/Fiscal Officer/Office of Budget & Management | A Resolution adopting the 2014/2015 Biennial Operating Budget and Capital Improvements Program, and declaring the necessity that this Resolution become immediately effective. |
|---|---|

WHEREAS, Article 2, Section 3, Subsection 9 and 10 of the Cuyahoga County Charter directs the County Executive to submit to the Council prior to the beginning of each fiscal year, a proposed operating budget and a capital improvements program for the upcoming fiscal year; and

WHEREAS, Article 3, Section 9, Subsection 5 of the Cuyahoga County Charter gives County Council the power to adopt and amend the County's operating budget and capital improvements program and to make appropriations for the County; and

WHEREAS, County Council enacted Ordinance No. O2011-0036 on September 13, 2011, which established the procedure for a two-year budget, capital improvements and appropriations process with an annual update; and

WHEREAS, Title 7, Chapter 701.01, Subsection B of the Cuyahoga County Code states that not later than at the first County Council meeting in October of each odd-numbered year, the County Executive shall submit to Council a proposed operating budget and capital improvements program for the two fiscal years beginning January 1 of the year following the submission. The materials submitted shall include all information required by Article 2, Section 3, Subsections 9, 10, and 11 of the Cuyahoga County Charter; and

WHEREAS, Title 7, Chapter 701.01, Subsection C also states that County Council shall review, amend as needed, and adopt the biennial operating budget and capital improvements program and make all necessary appropriations not later than December 15th of each odd-numbered year.

WHEREAS, it is necessary that this Resolution become immediately effective in order that critical services provided by Cuyahoga County can continue and to provide for the usual, daily operation of County entities.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNTY COUNCIL OF CUYAHOGA COUNTY, OHIO:

SECTION 1. County Council hereby adopts the Cuyahoga County 2014/2015 Biennial Operating Budget and Capital Improvements Program as follows:

| | | | | 2014 | 2015 |
|---|----------|---------------------------------|----------------|-------------------|---------------------|
| | | | | Recommended | Recommended |
| | | | | Appropriation | Appropriation |
| Office of the County Executive | | | | | |
| EX016006 Office of the County Executive | | | | | |
| INDEX | EX016006 | Office of the County Executive | SUBFUND 01A001 | Personal Services | 1,142,840 1,146,360 |
| INDEX | EX016006 | Office of the County Executive | SUBFUND 01A001 | Other Expenses | 504,945 271,365 |
| Total Office of the County Executive | | | | 1,647,785 | 1,417,725 |
| Total Office of the County Executive | | | | 1,647,785 | 1,417,725 |
| Communications Office | | | | | |
| CX016014 Communications | | | | | |
| INDEX | CX016014 | Communications | SUBFUND 01A001 | Personal Services | 430,925 432,110 |
| INDEX | CX016014 | Communications | SUBFUND 01A001 | Other Expenses | 27,553 28,104 |
| Total Communications | | | | 458,478 | 460,214 |
| Total Communications Office | | | | 458,478 | 460,214 |
| County Law Department | | | | | |
| LA000794 County Law Department | | | | | |
| INDEX | LA000794 | County Law Department | SUBFUND 01A001 | Personal Services | 1,650,961 1,656,029 |
| INDEX | LA000794 | County Law Department | SUBFUND 01A001 | Other Expenses | 82,856 50,233 |
| INDEX | LA000794 | County Law Department | SUBFUND 01A001 | Capital Outlays | 40,000 40,000 |
| Total County Law Department | | | | 1,773,817 | 1,746,262 |
| Total County Law Department | | | | 1,773,817 | 1,746,262 |
| Human Resources | | | | | |
| HR018010 Human Resources Administration | | | | | |
| INDEX | HR018010 | Human Resources Administration | SUBFUND 01A001 | Personal Services | 3,503,787 3,519,375 |
| INDEX | HR018010 | Human Resources Administration | SUBFUND 01A001 | Other Expenses | 328,796 248,643 |
| Total Human Resources Administration | | | | 3,832,583 | 3,768,018 |
| HS157362 HHS Human Resources | | | | | |
| INDEX | HS157362 | HHS Human Resources | SUBFUND 24A430 | Personal Services | 698,794 702,092 |
| Total HHS Human Resources | | | | 698,794 | 702,092 |
| ND570002 County Wellness Program | | | | | |
| INDEX | ND570002 | County Wellness Program | SUBFUND 20A550 | Other Expenses | 50,000 50,000 |
| Total County Wellness Program | | | | 50,000 | 50,000 |
| Total Human Resources | | | | 4,581,377 | 4,520,110 |
| Development | | | | | |
| DV014100 Economic Development | | | | | |
| INDEX | DV014100 | Economic Development | SUBFUND 01A001 | Personal Services | 1,167,264 1,171,854 |
| INDEX | DV014100 | Economic Development | SUBFUND 01A001 | Other Expenses | 2,046,982 1,999,202 |
| Total Economic Development | | | | 3,214,246 | 3,171,056 |
| DV520692 Development-Revolving Loan Fund | | | | | |
| INDEX | DV520692 | Development-Revolving Loan Fund | SUBFUND 20D445 | Other Expenses | 0 12,784 |
| Total Development-Revolving Loan Fund | | | | 0 | 12,784 |
| DV520726 Brownfield Revolving Loan Fund | | | | | |
| INDEX | DV520726 | Brownfield Revolving Loan Fund | SUBFUND 20D446 | Other Expenses | 118,377 3,022 |
| Total Brownfield Revolving Loan Fund | | | | 118,377 | 3,022 |
| DV520676 Cuy. Cty. Western Reserve Fund | | | | | |

| | | | | 2014 | 2015 |
|--|--------------------------------|-----------------------|-------------------|-------------------|-------------------|
| | | | | Recommended | Recommended |
| | | | | Appropriation | Appropriation |
| Development | | | | | |
| DV520676 Cuy. Cty. Western Reserve Fund | | | | | |
| INDEX DV520676 | Cuy. Cty. Western Reserve Fund | SUBFUND 20D447 | Other Expenses | 15,000,000 | 15,000,000 |
| Total Cuy. Cty. Western Reserve Fund | | | | 15,000,000 | 15,000,000 |
| Total Development | | | | 18,332,623 | 18,186,862 |
| Regional Collaboration | | | | | |
| DV014225 Regional Collaboration | | | | | |
| INDEX DV014225 | Regional Collaboration | SUBFUND 01A001 | Personal Services | 222,499 | 222,973 |
| INDEX DV014225 | Regional Collaboration | SUBFUND 01A001 | Other Expenses | 5,514 | 5,624 |
| Total Regional Collaboration | | | | 228,013 | 228,597 |
| Total Regional Collaboration | | | | 228,013 | 228,597 |
| County Fiscal Office | | | | | |
| FS109611 Fiscal Office Administration | | | | | |
| INDEX FS109611 | Fiscal Office Administration | SUBFUND 01A001 | Personal Services | 779,065 | 781,979 |
| INDEX FS109611 | Fiscal Office Administration | SUBFUND 01A001 | Other Expenses | 198,052 | 38,208 |
| Total Fiscal Office Administration | | | | 977,117 | 820,187 |
| FS109629 Office of Budget & Management | | | | | |
| INDEX FS109629 | Office of Budget & Management | SUBFUND 01A001 | Personal Services | 1,001,611 | 1,005,682 |
| INDEX FS109629 | Office of Budget & Management | SUBFUND 01A001 | Other Expenses | 40,298 | 36,730 |
| Total Office of Budget & Management | | | | 1,041,909 | 1,042,412 |
| FS109637 Financial Reporting | | | | | |
| INDEX FS109637 | Financial Reporting | SUBFUND 01A001 | Personal Services | 2,062,509 | 2,069,992 |
| INDEX FS109637 | Financial Reporting | SUBFUND 01A001 | Other Expenses | 1,121,269 | 1,143,695 |
| Total Financial Reporting | | | | 3,183,778 | 3,213,687 |
| FS109686 Operations-Property Valuation | | | | | |
| INDEX FS109686 | Operations-Property Valuation | SUBFUND 01A001 | Personal Services | 275,576 | 277,064 |
| INDEX FS109686 | Operations-Property Valuation | SUBFUND 01A001 | Other Expenses | 20,224 | 20,628 |
| Total Operations-Property Valuation | | | | 295,800 | 297,692 |
| FS109645 Operations-Records & Licenses | | | | | |
| INDEX FS109645 | Operations-Records & Licenses | SUBFUND 01A001 | Personal Services | 3,990,813 | 4,020,153 |
| INDEX FS109645 | Operations-Records & Licenses | SUBFUND 01A001 | Other Expenses | 559,958 | 234,375 |
| Total Operations-Records & Licenses | | | | 4,550,770 | 4,254,527 |
| FS109694 Operations-Title Bureau | | | | | |
| INDEX FS109694 | Operations-Title Bureau | SUBFUND 20A658 | Personal Services | 3,110,693 | 3,132,956 |
| INDEX FS109694 | Operations-Title Bureau | SUBFUND 20A658 | Other Expenses | 1,244,313 | 1,252,399 |
| Total Operations-Title Bureau | | | | 4,355,006 | 4,385,355 |
| FS109652 Operations-Contractual Svcs | | | | | |
| INDEX FS109652 | Operations-Contractual Svcs | SUBFUND 01A001 | Personal Services | 681,867 | 685,762 |
| INDEX FS109652 | Operations-Contractual Svcs | SUBFUND 01A001 | Other Expenses | 1,347,987 | 1,266,912 |
| Total Operations-Contractual Svcs | | | | 2,029,854 | 1,952,674 |
| FS109702 Operations-Tax Assessments | | | | | |
| INDEX FS109702 | Operations-Tax Assessments | SUBFUND 20A301 | Personal Services | 3,405,670 | 3,422,698 |
| INDEX FS109702 | Operations-Tax Assessments | SUBFUND 20A301 | Other Expenses | 4,850,878 | 4,701,624 |
| Total Operations-Tax Assessments | | | | 8,256,548 | 8,124,322 |
| FS109660 Treasury Management | | | | | |
| INDEX FS109660 | Treasury Management | SUBFUND 01A001 | Personal Services | 1,340,950 | 1,347,875 |
| INDEX FS109660 | Treasury Management | SUBFUND 01A001 | Other Expenses | 1,031,875 | 892,972 |
| Total Treasury Management | | | | 2,372,825 | 2,240,847 |

| | | | | 2014 | 2015 |
|--|--|-----------------------|-------------------|-------------------|-------------------|
| | | | | Recommended | Recommended |
| | | | | Appropriation | Appropriation |
| County Fiscal Office | | | | | |
| FS109710 Treasury DRETAC | | | | | |
| INDEX FS109710 | Treasury DRETAC | SUBFUND 20A322 | Personal Services | 1,025,822 | 1,032,035 |
| INDEX FS109710 | Treasury DRETAC | SUBFUND 20A322 | Other Expenses | 1,184,376 | 1,117,814 |
| Total Treasury DRETAC | | | | 2,210,198 | 2,149,849 |
| FS109728 Fiscal -Tax Prepayment Special Interest | | | | | |
| INDEX FS109728 | Fiscal -Tax Prepayment Special Interest | SUBFUND 20A325 | Personal Services | 174,492 | 175,644 |
| INDEX FS109728 | Fiscal -Tax Prepayment Special Interest | SUBFUND 20A325 | Other Expenses | 250,999 | 256,019 |
| Total Fiscal -Tax Prepayment Special Interest | | | | 425,491 | 431,663 |
| FS109736 Fiscal -Tax Certificate Admin. | | | | | |
| INDEX FS109736 | Fiscal -Tax Certificate Admin. | SUBFUND 20A340 | Personal Services | 134,322 | 135,165 |
| INDEX FS109736 | Fiscal -Tax Certificate Admin. | SUBFUND 20A340 | Other Expenses | 55,455 | 56,357 |
| Total Fiscal -Tax Certificate Admin. | | | | 189,777 | 191,522 |
| FS109744 Fiscal-County Land Reutilization Corporation | | | | | |
| INDEX FS109744 | Fiscal-County Land Reutilization Corporation | SUBFUND 20AA03 | Other Expenses | 7,000,000 | 7,000,000 |
| Total Fiscal-County Land Reutilization Corporation | | | | 7,000,000 | 7,000,000 |
| FS109678 Office of Procurement and Diversity | | | | | |
| INDEX FS109678 | Office of Procurement and Diversity | SUBFUND 01A001 | Personal Services | 1,392,528 | 1,399,229 |
| INDEX FS109678 | Office of Procurement and Diversity | SUBFUND 01A001 | Other Expenses | 210,364 | 214,571 |
| Total Office of Procurement and Diversity | | | | 1,602,892 | 1,613,800 |
| FS109751 Fiscal- Office Supply Contract | | | | | |
| INDEX FS109751 | Fiscal- Office Supply Contract | SUBFUND 64A601 | Other Expenses | 853,768 | 870,843 |
| Total Fiscal- Office Supply Contract | | | | 853,768 | 870,843 |
| FS109942 Consumer Affairs | | | | | |
| INDEX FS109942 | Consumer Affairs | SUBFUND 01A001 | Personal Services | 535,987 | 535,987 |
| INDEX FS109942 | Consumer Affairs | SUBFUND 01A001 | Other Expenses | 30,823 | 30,823 |
| Total Consumer Affairs | | | | 566,810 | 566,810 |
| Total County Fiscal Office | | | | 39,912,543 | 39,156,191 |
| Information Technology | | | | | |
| IT601021 Information Technology Admin | | | | | |
| INDEX IT601021 | Information Technology Admin | SUBFUND 01A001 | Personal Services | 1,605,990 | 1,613,651 |
| INDEX IT601021 | Information Technology Admin | SUBFUND 01A001 | Other Expenses | 1,239,379 | 405,274 |
| Total Information Technology Admin | | | | 2,845,369 | 2,018,925 |
| IT601047 Web & Multi-Media Development | | | | | |
| INDEX IT601047 | Web & Multi-Media Development | SUBFUND 01A001 | Personal Services | 1,970,036 | 1,977,948 |
| INDEX IT601047 | Web & Multi-Media Development | SUBFUND 01A001 | Other Expenses | 1,710,866 | 1,737,699 |
| Total Web & Multi-Media Development | | | | 3,680,902 | 3,715,647 |
| IT601088 Security and Disaster Recovery | | | | | |
| INDEX IT601088 | Security and Disaster Recovery | SUBFUND 01A001 | Personal Services | 144,474 | 145,003 |
| INDEX IT601088 | Security and Disaster Recovery | SUBFUND 01A001 | Other Expenses | 63,291 | 72,446 |
| Total Security and Disaster Recovery | | | | 207,765 | 217,449 |
| IT601096 Engineering Services | | | | | |
| INDEX IT601096 | Engineering Services | SUBFUND 01A001 | Personal Services | 1,874,126 | 1,882,167 |
| INDEX IT601096 | Engineering Services | SUBFUND 01A001 | Other Expenses | 1,357,012 | 1,294,160 |
| INDEX IT601096 | Engineering Services | SUBFUND 01A001 | Capital Outlays | 20,431 | 20,431 |
| Total Engineering Services | | | | 3,251,569 | 3,196,758 |
| IT601104 Mainframe Operation Services | | | | | |
| INDEX IT601104 | Mainframe Operation Services | SUBFUND 01A001 | Personal Services | 1,095,013 | 1,100,958 |

| | | | | 2014 | 2015 |
|--|-------------------------------|----------------|-------------------|--------------------------|--------------------------|
| | | | | Recommended | Recommended |
| | | | | Appropriation | Appropriation |
| Information Technology | | | | | |
| IT601104 Mainframe Operation Services | | | | | |
| INDEX IT601104 | Mainframe Operation Services | SUBFUND 01A001 | Other Expenses | 1,146,393 | 1,182,455 |
| Total Mainframe Operation Services | | | | 2,241,406 | 2,283,413 |
| IT601179 User Supply | | | | | |
| INDEX IT601179 | User Supply | SUBFUND 01A001 | Other Expenses | 240,066 | 242,227 |
| Total User Supply | | | | 240,066 | 242,227 |
| IT601138 WAN Services | | | | | |
| INDEX IT601138 | WAN Services | SUBFUND 01A001 | Personal Services | 560,071 | 562,321 |
| INDEX IT601138 | WAN Services | SUBFUND 01A001 | Other Expenses | 1,618,184 | 1,650,548 |
| Total WAN Services | | | | 2,178,255 | 2,212,869 |
| IT601161 Communications Services | | | | | |
| INDEX IT601161 | Communications Services | SUBFUND 01A001 | Personal Services | 726,300 | 730,214 |
| INDEX IT601161 | Communications Services | SUBFUND 01A001 | Other Expenses | 1,449,698 | 1,478,692 |
| Total Communications Services | | | | 2,175,998 | 2,208,906 |
| IT470591 Geographic Information System | | | | | |
| INDEX IT470591 | Geographic Information System | SUBFUND 20A819 | Personal Services | 333,264 | 334,298 |
| INDEX IT470591 | Geographic Information System | SUBFUND 20A819 | Other Expenses | 609,447 | 621,636 |
| Total Geographic Information System | | | | 942,711 | 955,934 |
| HS157396 Human Services Applications | | | | | |
| INDEX HS157396 | Human Services Applications | SUBFUND 24A430 | Personal Services | 3,124,802 | 3,140,429 |
| Total Human Services Applications | | | | 3,124,802 | 3,140,429 |
| Total Information Technology | | | | <u>20,888,842</u> | <u>20,192,556</u> |
| Public Works - Facilities Management | | | | | |
| CT571000 Central Services Admin. | | | | | |
| INDEX CT571000 | Central Services Admin. | SUBFUND 61A607 | Personal Services | 1,845,867 | 1,857,012 |
| INDEX CT571000 | Central Services Admin. | SUBFUND 61A607 | Other Expenses | 926,894 | 944,571 |
| Total Central Services Admin. | | | | 2,772,761 | 2,801,583 |
| CT57100X Central Services Admin. 6000 | | | | | |
| INDEX CT57100X | Central Services Admin. 6000 | SUBFUND 61A607 | Personal Services | 0 | 0 |
| Total Central Services Admin. 6000 | | | | 0 | 0 |
| CT575001 Maintenance Garage | | | | | |
| INDEX CT575001 | Maintenance Garage | SUBFUND 62A603 | Personal Services | 348,093 | 349,903 |
| INDEX CT575001 | Maintenance Garage | SUBFUND 62A603 | Other Expenses | 654,373 | 665,808 |
| INDEX CT575001 | Maintenance Garage | SUBFUND 62A603 | Capital Outlays | 200,000 | 200,000 |
| Total Maintenance Garage | | | | 1,202,466 | 1,215,711 |
| CT577106 Risk & Property Management | | | | | |
| INDEX CT577106 | Risk & Property Management | SUBFUND 01A001 | Personal Services | 143,052 | 143,114 |
| INDEX CT577106 | Risk & Property Management | SUBFUND 01A001 | Other Expenses | 1,275,619 | 1,094,709 |
| Total Risk & Property Management | | | | 1,418,671 | 1,237,823 |
| CT577353 County Mailroom | | | | | |
| INDEX CT577353 | County Mailroom | SUBFUND 65A604 | Personal Services | 534,213 | 537,810 |
| INDEX CT577353 | County Mailroom | SUBFUND 65A604 | Other Expenses | 1,219,696 | 1,221,830 |
| Total County Mailroom | | | | 1,753,909 | 1,759,640 |
| CT577551 Fast Copy | | | | | |
| INDEX CT577551 | Fast Copy | SUBFUND 64A606 | Personal Services | 536,155 | 539,924 |
| INDEX CT577551 | Fast Copy | SUBFUND 64A606 | Other Expenses | 1,872,777 | 1,904,352 |
| Total Fast Copy | | | | 2,408,932 | 2,444,276 |

| | | | | 2014 | 2015 |
|---|-------------------------------|----------------|-------------------|-------------------|-------------------|
| | | | | Recommended | Recommended |
| | | | | Appropriation | Appropriation |
| Public Works - Facilities Management | | | | | |
| CT577601 Archives | | | | | |
| INDEX CT577601 | Archives | SUBFUND 01A001 | Personal Services | 252,643 | 254,392 |
| INDEX CT577601 | Archives | SUBFUND 01A001 | Other Expenses | 99,615 | 99,764 |
| Total Archives | | | | 352,258 | 354,156 |
| CT577379 Custodial Services | | | | | |
| INDEX CT577379 | Custodial Services | SUBFUND 61A607 | Personal Services | 6,611,000 | 6,651,975 |
| INDEX CT577379 | Custodial Services | SUBFUND 61A607 | Other Expenses | 579,604 | 591,196 |
| Total Custodial Services | | | | 7,190,604 | 7,243,171 |
| CT577395 Trades Services | | | | | |
| INDEX CT577395 | Trades Services | SUBFUND 61A607 | Personal Services | 8,388,776 | 8,425,995 |
| INDEX CT577395 | Trades Services | SUBFUND 61A607 | Other Expenses | 1,144,505 | 1,166,795 |
| Total Trades Services | | | | 9,533,281 | 9,592,790 |
| CT577411 Other Services | | | | | |
| INDEX CT577411 | Other Services | SUBFUND 61A607 | Other Expenses | 14,238,286 | 11,668,319 |
| Total Other Services | | | | 14,238,286 | 11,668,319 |
| CT050047 Dog Kennel Operations | | | | | |
| INDEX CT050047 | Dog Kennel Operations | SUBFUND 20A302 | Personal Services | 1,080,315 | 1,086,043 |
| INDEX CT050047 | Dog Kennel Operations | SUBFUND 20A302 | Other Expenses | 841,404 | 832,084 |
| INDEX CT050047 | Dog Kennel Operations | SUBFUND 20A302 | Capital Outlays | 5,000 | 0 |
| Total Dog Kennel Operations | | | | 1,926,719 | 1,918,127 |
| CT571125 Huntington Park Garage | | | | | |
| INDEX CT571125 | Huntington Park Garage | SUBFUND 51A404 | Personal Services | 728,018 | 733,029 |
| INDEX CT571125 | Huntington Park Garage | SUBFUND 51A404 | Other Expenses | 2,360,998 | 2,391,111 |
| Total Huntington Park Garage | | | | 3,089,016 | 3,124,140 |
| Total Public Works - Facilities Management | | | | 45,886,903 | 43,359,735 |
| County Headquarters | | | | | |
| HQ010009 County Headquarters | | | | | |
| INDEX HQ010009 | County Headquarters | SUBFUND 01A001 | Personal Services | 461,800 | 468,727 |
| INDEX HQ010009 | County Headquarters | SUBFUND 01A001 | Other Expenses | 2,326,170 | 6,382,010 |
| Total County Headquarters | | | | 2,787,970 | 6,850,737 |
| Total County Headquarters | | | | 2,787,970 | 6,850,737 |
| Public Works - County Road & Bridge | | | | | |
| CE835025 County Engineer Admin | | | | | |
| INDEX CE835025 | County Engineer Admin | SUBFUND 26A601 | Personal Services | 4,955,299 | 4,974,487 |
| INDEX CE835025 | County Engineer Admin | SUBFUND 26A601 | Other Expenses | 1,329,334 | 1,341,152 |
| INDEX CE835025 | County Engineer Admin | SUBFUND 26A601 | Capital Outlays | 95,000 | 80,000 |
| Total County Engineer Admin | | | | 6,379,633 | 6,395,639 |
| CE835249 Cnty Engineer Maintenance Eng | | | | | |
| INDEX CE835249 | Cnty Engineer Maintenance Eng | SUBFUND 26A601 | Personal Services | 4,985,217 | 5,007,674 |
| INDEX CE835249 | Cnty Engineer Maintenance Eng | SUBFUND 26A601 | Other Expenses | 1,737,042 | 1,754,604 |
| INDEX CE835249 | Cnty Engineer Maintenance Eng | SUBFUND 26A601 | Capital Outlays | 425,000 | 425,000 |
| Total Cnty Engineer Maintenance Eng | | | | 7,147,259 | 7,187,278 |
| CE418053 \$5.00 Fund Road Improvements | | | | | |
| INDEX CE418053 | \$5.00 Fund Road Improvements | SUBFUND 26A650 | Other Expenses | 5,737,067 | 5,791,808 |
| INDEX CE418053 | \$5.00 Fund Road Improvements | SUBFUND 26A650 | Capital Outlays | 3,000,000 | 3,000,000 |
| Total \$5.00 Fund Road Improvements | | | | 8,737,067 | 8,791,808 |
| CE417477 \$7.50 Fund Road Improvements | | | | | |

| | | | | | 2014 | 2015 | |
|--|-----------------|--------------------------------|---------|---------------|------------------------------|------------------------------|-------------------|
| | | | | | Recommended Appropriation | Recommended Appropriation | |
| Public Works - County Road & Bridge | | | | | | | |
| CE417477 \$7.50 Fund Road Improvements | | | | | | | |
| INDEX | CE417477 | \$7.50 Fund Road Improvements | SUBFUND | 26A651 | Other Expenses | 2,972,792 | 3,015,877 |
| INDEX | CE417477 | \$7.50 Fund Road Improvements | SUBFUND | 26A651 | Capital Outlays | 7,000,000 | 7,000,000 |
| Total \$7.50 Fund Road Improvements | | | | | | 9,972,792 | 10,015,877 |
| Total Public Works - County Road & Bridge | | | | | | 32,236,751 | 32,390,602 |
| Public Works - Sanitary Engineer | | | | | | | |
| ST540252 Sanitary Engineer Operations | | | | | | | |
| INDEX | ST540252 | Sanitary Engineer Operations | SUBFUND | 54A100 | Personal Services | 10,120,082 | 10,682,546 |
| INDEX | ST540252 | Sanitary Engineer Operations | SUBFUND | 54A100 | Other Expenses | 3,152,564 | 3,202,781 |
| INDEX | ST540252 | Sanitary Engineer Operations | SUBFUND | 54A100 | Capital Outlays | 2,499,000 | 2,254,000 |
| Total Sanitary Engineer Operations | | | | | | 15,771,646 | 16,139,327 |
| ST540427 Sanitary Sewer Districts | | | | | | | |
| INDEX | ST540427 | Sanitary Sewer Districts | SUBFUND | 54A500 | Other Expenses | 15,000,000 | 15,300,000 |
| Total Sanitary Sewer Districts | | | | | | 15,000,000 | 15,300,000 |
| ST540583 Sanitary Engineer Debt Service | | | | | | | |
| INDEX | ST540583 | Sanitary Engineer Debt Service | SUBFUND | 54A100 | Other Expenses | 1,500,000 | 1,521,169 |
| Total Sanitary Engineer Debt Service | | | | | | 1,500,000 | 1,521,169 |
| ST540625 Sanitary Eng. Note Retirement | | | | | | | |
| INDEX | ST540625 | Sanitary Eng. Note Retirement | SUBFUND | 54A901 | Other Expenses | 323,050 | 323,050 |
| Total Sanitary Eng. Note Retirement | | | | | | 323,050 | 323,050 |
| Total Public Works - Sanitary Engineer | | | | | | 32,594,696 | 33,283,546 |
| Public Works - County Airport | | | | | | | |
| AP520890 Airport Operations | | | | | | | |
| INDEX | AP520890 | Airport Operations | SUBFUND | 52A100 | Personal Services | 729,688 | 733,675 |
| INDEX | AP520890 | Airport Operations | SUBFUND | 52A100 | Other Expenses | 721,988 | 730,161 |
| Total Airport Operations | | | | | | 1,451,676 | 1,463,836 |
| Total Public Works - County Airport | | | | | | 1,451,676 | 1,463,836 |
| County Sheriff | | | | | | | |
| SH586115 Sheriff - Home Detention Fees | | | | | | | |
| INDEX | SH586115 | Sheriff - Home Detention Fees | SUBFUND | 20A630 | Other Expenses | 78,597 | 80,169 |
| Total Sheriff - Home Detention Fees | | | | | | 78,597 | 80,169 |
| SH350108 Carrying Concealed Weapons App | | | | | | | |
| INDEX | SH350108 | Carrying Concealed Weapons App | SUBFUND | 20A806 | Personal Services | 96,108 | 96,712 |
| INDEX | SH350108 | Carrying Concealed Weapons App | SUBFUND | 20A806 | Other Expenses | 126,037 | 128,418 |
| Total Carrying Concealed Weapons App | | | | | | 222,145 | 225,130 |
| SH456483 Sheriff Dept Special Project I | | | | | | | |
| INDEX | SH456483 | Sheriff Dept Special Project I | SUBFUND | 20A812 | Personal Services | 175,131 | 176,206 |
| Total Sheriff Dept Special Project I | | | | | | 175,131 | 176,206 |
| SH456608 State Alien Criminal Asst Prog | | | | | | | |
| INDEX | SH456608 | State Alien Criminal Asst Prog | SUBFUND | 20A821 | Personal Services | 51,959 | 41,905 |
| INDEX | SH456608 | State Alien Criminal Asst Prog | SUBFUND | 20A821 | Other Expenses | 43,721 | 1,095 |
| Total State Alien Criminal Asst Prog | | | | | | 95,680 | 43,000 |
| SH350272 Law Enforcement | | | | | | | |
| INDEX | SH350272 | Law Enforcement | SUBFUND | 01A001 | Personal Services | 16,150,820 | 16,660,166 |
| INDEX | SH350272 | Law Enforcement | SUBFUND | 01A001 | Other Expenses | 1,081,407 | 1,081,407 |

Page 99 of 221

| | | | | 2014 | 2015 |
|--|--------------------------------|----------------|-------------------|-------------------|-------------------|
| | | | | Recommended | Recommended |
| | | | | Appropriation | Appropriation |
| County Sheriff | | | | | |
| SH350272 Law Enforcement | | | | | |
| INDEX SH350272 | Law Enforcement | SUBFUND 01A001 | Capital Outlays | 85,000 | 86,200 |
| Total Law Enforcement | | | | 17,293,082 | 17,827,773 |
| SH350470 Jail Operations | | | | | |
| INDEX SH350470 | Jail Operations | SUBFUND 01A001 | Personal Services | 44,465,763 | 44,693,805 |
| INDEX SH350470 | Jail Operations | SUBFUND 01A001 | Other Expenses | 13,588,935 | 13,681,899 |
| Total Jail Operations | | | | 58,054,698 | 58,375,704 |
| SH350579 Sheriff Operations | | | | | |
| INDEX SH350579 | Sheriff Operations | SUBFUND 01A001 | Personal Services | 5,220,761 | 5,252,893 |
| INDEX SH350579 | Sheriff Operations | SUBFUND 01A001 | Other Expenses | 1,225,306 | 1,235,973 |
| Total Sheriff Operations | | | | 6,446,067 | 6,488,866 |
| SH351080 Impact Unit/Community Policing | | | | | |
| INDEX SH351080 | Impact Unit/Community Policing | SUBFUND 01A001 | Personal Services | 925,441 | 929,293 |
| INDEX SH351080 | Impact Unit/Community Policing | SUBFUND 01A001 | Other Expenses | 74,559 | 70,707 |
| Total Impact Unit/Community Policing | | | | 1,000,000 | 1,000,000 |
| SH352005 Building Security Services | | | | | |
| INDEX SH352005 | Building Security Services | SUBFUND 61A608 | Personal Services | 9,618,751 | 9,676,214 |
| INDEX SH352005 | Building Security Services | SUBFUND 61A608 | Other Expenses | 601,991 | 614,031 |
| INDEX SH352005 | Building Security Services | SUBFUND 61A608 | Capital Outlays | 42,000 | 42,840 |
| Total Building Security Services | | | | 10,262,742 | 10,333,085 |
| Total County Sheriff | | | | 93,628,142 | 94,549,933 |
| Board & Care Of Prisoners | | | | | |
| AE511451 Board & Care Of Prisoners | | | | | |
| INDEX AE511451 | Board & Care Of Prisoners | SUBFUND 01A001 | Other Expenses | 1,003,601 | 1,036,811 |
| Total Board & Care Of Prisoners | | | | 1,003,601 | 1,036,811 |
| Total Board & Care Of Prisoners | | | | 1,003,601 | 1,036,811 |
| Public Safety & Justice Services | | | | | |
| JA050088 Justice Affairs Admin | | | | | |
| INDEX JA050088 | Justice Affairs Admin | SUBFUND 01A001 | Personal Services | 999,115 | 989,996 |
| INDEX JA050088 | Justice Affairs Admin | SUBFUND 01A001 | Other Expenses | 554,361 | 84,530 |
| Total Justice Affairs Admin | | | | 1,553,476 | 1,074,526 |
| JA108118 Custody Mediation | | | | | |
| INDEX JA108118 | Custody Mediation | SUBFUND 20A822 | Personal Services | 578,200 | 580,349 |
| INDEX JA108118 | Custody Mediation | SUBFUND 20A822 | Other Expenses | 94,715 | 51,799 |
| Total Custody Mediation | | | | 672,915 | 632,148 |
| JA107441 Family Justice Center | | | | | |
| INDEX JA107441 | Family Justice Center | SUBFUND 20A824 | Personal Services | 80,201 | 80,282 |
| INDEX JA107441 | Family Justice Center | SUBFUND 20A824 | Other Expenses | 94,799 | 94,718 |
| Total Family Justice Center | | | | 175,000 | 175,000 |
| JA107425 Witness Victim HHS | | | | | |
| INDEX JA107425 | Witness Victim HHS | SUBFUND 20A809 | Personal Services | 1,162,040 | 1,167,192 |
| INDEX JA107425 | Witness Victim HHS | SUBFUND 20A809 | Other Expenses | 752,748 | 767,055 |
| Total Witness Victim HHS | | | | 1,914,788 | 1,934,247 |
| JA301101 Criminal Justice Intervention | | | | | |
| INDEX JA301101 | Criminal Justice Intervention | SUBFUND 01A001 | Personal Services | 100,947 | 155,322 |
| INDEX JA301101 | Criminal Justice Intervention | SUBFUND 01A001 | Other Expenses | 112,100 | 122,100 |

| | | | | 2014 | 2015 |
|--|---|---------|--------------------------|-------------------|-------------------|
| | | | | Recommended | Recommended |
| | | | | Appropriation | Appropriation |
| Public Safety & Justice Services | | | | | |
| JA301101 Criminal Justice Intervention | | | | | |
| INDEX | JA301101 Criminal Justice Intervention | SUBFUND | 01A001 Capital Outlays | 5,000 | 5,000 |
| Total Criminal Justice Intervention | | | | 218,047 | 282,422 |
| JA100123 Emergency Management | | | | | |
| INDEX | JA100123 Emergency Management | SUBFUND | 20A390 Personal Services | 720,627 | 723,312 |
| INDEX | JA100123 Emergency Management | SUBFUND | 20A390 Other Expenses | 512,542 | 421,268 |
| Total Emergency Management | | | | 1,233,169 | 1,144,580 |
| JA090068 Cuyahoga Regional Information System | | | | | |
| INDEX | JA090068 Cuyahoga Regional Information System | SUBFUND | 50A410 Personal Services | 786,073 | 787,609 |
| INDEX | JA090068 Cuyahoga Regional Information System | SUBFUND | 50A410 Other Expenses | 992,092 | 1,008,022 |
| Total Cuyahoga Regional Information System | | | | 1,778,165 | 1,795,631 |
| JA100354 CECOMS | | | | | |
| INDEX | JA100354 CECOMS | SUBFUND | 01A001 Personal Services | 190,233 | 190,851 |
| INDEX | JA100354 CECOMS | SUBFUND | 01A001 Other Expenses | 240,170 | 244,243 |
| Total CECOMS | | | | 430,403 | 435,094 |
| JA106773 Wireless 9-1-1 Government Asst | | | | | |
| INDEX | JA106773 Wireless 9-1-1 Government Asst | SUBFUND | 20A814 Personal Services | 1,326,904 | 1,337,218 |
| INDEX | JA106773 Wireless 9-1-1 Government Asst | SUBFUND | 20A814 Other Expenses | 1,979,319 | 1,994,113 |
| Total Wireless 9-1-1 Government Asst | | | | 3,306,223 | 3,331,331 |
| JA106781 9-1-1 Consolidation Shared Svc | | | | | |
| INDEX | JA106781 9-1-1 Consolidation Shared Svc | SUBFUND | 20A825 Other Expenses | 1,700,000 | 1,734,000 |
| Total 9-1-1 Consolidation Shared Svc | | | | 1,700,000 | 1,734,000 |
| JA302224 Public Safety Grants Admin. | | | | | |
| INDEX | JA302224 Public Safety Grants Admin. | SUBFUND | 01A001 Personal Services | 268,066 | 269,530 |
| INDEX | JA302224 Public Safety Grants Admin. | SUBFUND | 01A001 Other Expenses | 271,543 | 277,160 |
| Total Public Safety Grants Admin. | | | | 539,609 | 546,690 |
| JA100990 Div. of Information Technology | | | | | |
| INDEX | JA100990 Div. of Information Technology | SUBFUND | 01A001 Personal Services | 0 | 0 |
| INDEX | JA100990 Div. of Information Technology | SUBFUND | 01A001 Other Expenses | 0 | 0 |
| Total Div. of Information Technology | | | | 0 | 0 |
| Total Public Safety & Justice Services | | | | 13,521,795 | 13,085,669 |
| Domestic Violence | | | | | |
| AE511550 Domestic Violence | | | | | |
| INDEX | AE511550 Domestic Violence | SUBFUND | 20A330 Other Expenses | 229,376 | 233,983 |
| Total Domestic Violence | | | | 229,376 | 233,983 |
| Total Domestic Violence | | | | 229,376 | 233,983 |
| Clerk of Courts | | | | | |
| CL200055 Clerk of Courts-Admin. | | | | | |
| INDEX | CL200055 Clerk of Courts-Admin. | SUBFUND | 01A001 Personal Services | 5,656,715 | 5,688,500 |
| INDEX | CL200055 Clerk of Courts-Admin. | SUBFUND | 01A001 Other Expenses | 4,299,685 | 4,370,228 |
| Total Clerk of Courts-Admin. | | | | 9,956,400 | 10,058,728 |
| CL456491 Clerk Courts Special Project I | | | | | |
| INDEX | CL456491 Clerk Courts Special Project I | SUBFUND | 20A812 Personal Services | 428,914 | 431,566 |
| INDEX | CL456491 Clerk Courts Special Project I | SUBFUND | 20A812 Other Expenses | 4,598 | 4,598 |
| Total Clerk Courts Special Project I | | | | 433,512 | 436,164 |
| CL576124 Clerk Of Courts-Computers | | | | | |

| | | | | 2014 | 2015 |
|--|---------------------------------|----------------|-------------------|-------------------|-------------------|
| | | | | Recommended | Recommended |
| | | | | Appropriation | Appropriation |
| Clerk of Courts | | | | | |
| CL576124 Clerk Of Courts-Computers | | | | | |
| INDEX CL576124 | Clerk Of Courts-Computers | SUBFUND 20A695 | Other Expenses | 493,946 | 503,825 |
| Total Clerk Of Courts-Computers | | | | 493,946 | 503,825 |
| Total Clerk of Courts | | | | 10,883,858 | 10,998,717 |
| County Medical Examiner | | | | | |
| CR180026 Medical Examiner-Operations | | | | | |
| INDEX CR180026 | Medical Examiner-Operations | SUBFUND 01A001 | Personal Services | 4,069,680 | 4,183,313 |
| INDEX CR180026 | Medical Examiner-Operations | SUBFUND 01A001 | Other Expenses | 2,010,313 | 2,033,925 |
| Total Medical Examiner-Operations | | | | 6,079,993 | 6,217,238 |
| CR180034 Medical Examiner -Lab Fund | | | | | |
| INDEX CR180034 | Medical Examiner -Lab Fund | SUBFUND 20A312 | Personal Services | 250,801 | 250,801 |
| INDEX CR180034 | Medical Examiner -Lab Fund | SUBFUND 20A312 | Other Expenses | 72,982 | 82,104 |
| INDEX CR180034 | Medical Examiner -Lab Fund | SUBFUND 20A312 | Capital Outlays | 388,000 | 0 |
| Total Medical Examiner -Lab Fund | | | | 711,783 | 332,905 |
| CR180265 Cuyahoga Co. Regional Crime Lab | | | | | |
| INDEX CR180265 | Cuyahoga Co. Regional Crime Lab | SUBFUND 20A076 | Personal Services | 2,662,260 | 2,672,897 |
| INDEX CR180265 | Cuyahoga Co. Regional Crime Lab | SUBFUND 20A076 | Other Expenses | 658,433 | 667,739 |
| Total Cuyahoga Co. Regional Crime Lab | | | | 3,320,693 | 3,340,636 |
| Total County Medical Examiner | | | | 10,112,469 | 9,890,779 |
| Office of Health and Human Services | | | | | |
| HS157305 Health Care Access Programming | | | | | |
| INDEX HS157305 | Health Care Access Programming | SUBFUND 20AA01 | Other Expenses | 0 | 0 |
| Total Health Care Access Programming | | | | 0 | 0 |
| HS157289 Office of Health and Human Svc | | | | | |
| INDEX HS157289 | Office of Health and Human Svc | SUBFUND 24A430 | Personal Services | 1,127,685 | 1,132,149 |
| INDEX HS157289 | Office of Health and Human Svc | SUBFUND 24A430 | Other Expenses | 838,694 | 851,959 |
| Total Office of Health and Human Svc | | | | 1,966,379 | 1,984,108 |
| Total Office of Health and Human Services | | | | 1,966,379 | 1,984,108 |
| HHS Children and Family Services | | | | | |
| CF135467 CFS Administrative Services | | | | | |
| INDEX CF135467 | CFS Administrative Services | SUBFUND 24A301 | Personal Services | 4,740,321 | 4,779,397 |
| INDEX CF135467 | CFS Administrative Services | SUBFUND 24A301 | Other Expenses | 8,656,723 | 8,746,782 |
| Total CFS Administrative Services | | | | 13,397,044 | 13,526,179 |
| CF135483 Training | | | | | |
| INDEX CF135483 | Training | SUBFUND 24A301 | Personal Services | 558,543 | 562,438 |
| INDEX CF135483 | Training | SUBFUND 24A301 | Other Expenses | 117,495 | 119,845 |
| Total Training | | | | 676,038 | 682,283 |
| CF135491 Information Services | | | | | |
| INDEX CF135491 | Information Services | SUBFUND 24A301 | Personal Services | 1,290,971 | 1,303,426 |
| INDEX CF135491 | Information Services | SUBFUND 24A301 | Other Expenses | 1,139,129 | 1,142,504 |
| Total Information Services | | | | 2,430,100 | 2,445,930 |
| CF135509 Direct Services | | | | | |
| INDEX CF135509 | Direct Services | SUBFUND 24A301 | Personal Services | 35,822,139 | 36,228,847 |
| INDEX CF135509 | Direct Services | SUBFUND 24A301 | Other Expenses | 1,371,163 | 1,398,466 |
| Total Direct Services | | | | 37,193,302 | 37,627,313 |
| CF135525 Supportive Services | | | | | |

| | | | | 2014 | 2015 |
|---|----------------------------------|----------------|-------------------|--------------------|--------------------|
| | | | | Recommended | Recommended |
| | | | | Appropriation | Appropriation |
| HHS Children and Family Services | | | | | |
| CF135525 Supportive Services | | | | | |
| INDEX CF135525 | Supportive Services | SUBFUND 24A301 | Personal Services | 2,371,750 | 2,401,955 |
| INDEX CF135525 | Supportive Services | SUBFUND 24A301 | Other Expenses | 1,390,796 | 1,392,852 |
| Total Supportive Services | | | | 3,762,546 | 3,794,807 |
| CF135442 Caregiver Parent Recruitment | | | | | |
| INDEX CF135442 | Caregiver Parent Recruitment | SUBFUND 24A301 | Personal Services | 333,116 | 335,566 |
| INDEX CF135442 | Caregiver Parent Recruitment | SUBFUND 24A301 | Other Expenses | 202,138 | 205,352 |
| Total Caregiver Parent Recruitment | | | | 535,254 | 540,918 |
| CF134015 Client Supportive Services | | | | | |
| INDEX CF134015 | Client Supportive Services | SUBFUND 20A303 | Other Expenses | 6,469,433 | 6,556,077 |
| Total Client Supportive Services | | | | 6,469,433 | 6,556,077 |
| CF135541 Multi-Systemic Therapy Unit | | | | | |
| INDEX CF135541 | Multi-Systemic Therapy Unit | SUBFUND 24A301 | Personal Services | 721,471 | 729,302 |
| INDEX CF135541 | Multi-Systemic Therapy Unit | SUBFUND 24A301 | Other Expenses | 70,662 | 72,291 |
| Total Multi-Systemic Therapy Unit | | | | 792,133 | 801,593 |
| CF135608 Contracted Placements | | | | | |
| INDEX CF135608 | Contracted Placements | SUBFUND 24A301 | Personal Services | 1,478,563 | 1,494,364 |
| INDEX CF135608 | Contracted Placements | SUBFUND 24A301 | Other Expenses | 18,003 | 18,363 |
| Total Contracted Placements | | | | 1,496,566 | 1,512,727 |
| CF135616 CFS Foster Homes/Resource Mgt | | | | | |
| INDEX CF135616 | CFS Foster Homes/Resource Mgt | SUBFUND 24A301 | Personal Services | 3,420,877 | 3,461,070 |
| INDEX CF135616 | CFS Foster Homes/Resource Mgt | SUBFUND 24A301 | Other Expenses | 69,884 | 71,281 |
| Total CFS Foster Homes/Resource Mgt | | | | 3,490,761 | 3,532,351 |
| CF134031 CFS Foster Care | | | | | |
| INDEX CF134031 | CFS Foster Care | SUBFUND 20A303 | Other Expenses | 2,695,435 | 2,696,305 |
| Total CFS Foster Care | | | | 2,695,435 | 2,696,305 |
| CF134049 Purchased Congregate & Foster | | | | | |
| INDEX CF134049 | Purchased Congregate & Foster | SUBFUND 20A303 | Other Expenses | 50,897,716 | 50,898,208 |
| Total Purchased Congregate & Foster | | | | 50,897,716 | 50,898,208 |
| CF135582 Permanent Custody Adoptions | | | | | |
| INDEX CF135582 | Permanent Custody Adoptions | SUBFUND 24A301 | Personal Services | 4,224,111 | 4,274,586 |
| INDEX CF135582 | Permanent Custody Adoptions | SUBFUND 24A301 | Other Expenses | 157,982 | 161,141 |
| Total Permanent Custody Adoptions | | | | 4,382,093 | 4,435,727 |
| CF134023 Adoption Services | | | | | |
| INDEX CF134023 | Adoption Services | SUBFUND 20A303 | Other Expenses | 7,978,869 | 7,978,869 |
| Total Adoption Services | | | | 7,978,869 | 7,978,869 |
| CF135004 Cuyahoga Tapestry System of Care | | | | | |
| INDEX CF135004 | Cuyahoga Tapestry System of Care | SUBFUND 24A435 | Personal Services | 393,970 | 399,053 |
| INDEX CF135004 | Cuyahoga Tapestry System of Care | SUBFUND 24A435 | Other Expenses | 4,436,255 | 2,026,772 |
| Total Cuyahoga Tapestry System of Care | | | | 4,830,225 | 2,425,825 |
| Total HHS Children and Family Services | | | | 141,027,515 | 139,455,112 |
| HHS Senior and Adult Services | | | | | |
| SA138321 SAS Administrative Services | | | | | |
| INDEX SA138321 | SAS Administrative Services | SUBFUND 24A601 | Personal Services | 617,707 | 620,727 |
| INDEX SA138321 | SAS Administrative Services | SUBFUND 24A601 | Other Expenses | 1,509,159 | 1,551,622 |
| Total SAS Administrative Services | | | | 2,126,866 | 2,172,349 |
| SA138354 SAS Management Services | | | | | |

| | | | | | 2014 | 2015 |
|--|--------------------------------|----------------|-------------------|--|-------------------|-------------------|
| | | | | | Recommended | Recommended |
| | | | | | Appropriation | Appropriation |
| HHS Senior and Adult Services | | | | | | |
| SA138354 SAS Management Services | | | | | | |
| INDEX SA138354 | SAS Management Services | SUBFUND 24A601 | Personal Services | | 830,222 | 834,899 |
| INDEX SA138354 | SAS Management Services | SUBFUND 24A601 | Other Expenses | | 20,578 | 20,959 |
| Total SAS Management Services | | | | | 850,800 | 855,858 |
| SA138305 Community Social Serv Programs | | | | | | |
| INDEX SA138305 | Community Social Serv Programs | SUBFUND 24A601 | Other Expenses | | 1,309,068 | 1,309,068 |
| Total Community Social Serv Programs | | | | | 1,309,068 | 1,309,068 |
| SA138420 Home Support | | | | | | |
| INDEX SA138420 | Home Support | SUBFUND 24A601 | Personal Services | | 1,253,784 | 1,269,213 |
| INDEX SA138420 | Home Support | SUBFUND 24A601 | Other Expenses | | 158,539 | 160,495 |
| Total Home Support | | | | | 1,412,323 | 1,429,708 |
| SA138479 Adult Protective Services | | | | | | |
| INDEX SA138479 | Adult Protective Services | SUBFUND 24A601 | Personal Services | | 2,677,153 | 2,706,127 |
| INDEX SA138479 | Adult Protective Services | SUBFUND 24A601 | Other Expenses | | 696,513 | 698,948 |
| Total Adult Protective Services | | | | | 3,373,666 | 3,405,075 |
| SA138503 Information and Outreach Unit | | | | | | |
| INDEX SA138503 | Information and Outreach Unit | SUBFUND 24A601 | Personal Services | | 604,269 | 457,732 |
| INDEX SA138503 | Information and Outreach Unit | SUBFUND 24A601 | Other Expenses | | 27,257 | 0 |
| Total Information and Outreach Unit | | | | | 631,526 | 457,732 |
| SA138602 Home Based Services | | | | | | |
| INDEX SA138602 | Home Based Services | SUBFUND 24A601 | Personal Services | | 2,808,317 | 2,840,260 |
| INDEX SA138602 | Home Based Services | SUBFUND 24A601 | Other Expenses | | 186,523 | 190,244 |
| Total Home Based Services | | | | | 2,994,840 | 3,030,504 |
| SA138610 Care Managment Support | | | | | | |
| INDEX SA138610 | Care Managment Support | SUBFUND 24A601 | Personal Services | | 509,920 | 515,242 |
| INDEX SA138610 | Care Managment Support | SUBFUND 24A601 | Other Expenses | | 10,548 | 10,723 |
| Total Care Management Support | | | | | 520,468 | 525,965 |
| SA138701 SAS Options Program | | | | | | |
| INDEX SA138701 | SAS Options Program | SUBFUND 24A601 | Personal Services | | 1,540,698 | 1,556,671 |
| INDEX SA138701 | SAS Options Program | SUBFUND 24A601 | Other Expenses | | 2,153,797 | 2,154,610 |
| Total SAS Options Program | | | | | 3,694,495 | 3,711,281 |
| Total HHS Senior and Adult Services | | | | | 16,914,052 | 16,897,540 |
| HHS Employment & Family Services | | | | | | |
| WT137109 Administrative Operations | | | | | | |
| INDEX WT137109 | Administrative Operations | SUBFUND 24A510 | Personal Services | | 1,701,638 | 1,716,965 |
| INDEX WT137109 | Administrative Operations | SUBFUND 24A510 | Other Expenses | | 8,486,456 | 8,519,231 |
| INDEX WT137109 | Administrative Operations | SUBFUND 24A510 | Capital Outlays | | 20,000 | 20,000 |
| Total Administrative Operations | | | | | 10,208,094 | 10,256,196 |
| WT137943 Information Services | | | | | | |
| INDEX WT137943 | Information Services | SUBFUND 24A510 | Personal Services | | 458,865 | 461,463 |
| INDEX WT137943 | Information Services | SUBFUND 24A510 | Other Expenses | | 721,434 | 735,863 |
| Total Information Services | | | | | 1,180,299 | 1,197,326 |
| WT137315 Work First Services | | | | | | |
| INDEX WT137315 | Work First Services | SUBFUND 24A510 | Personal Services | | 1,439,531 | 1,448,289 |
| INDEX WT137315 | Work First Services | SUBFUND 24A510 | Other Expenses | | 9,678,923 | 9,857,143 |
| Total Work First Services | | | | | 11,118,454 | 11,305,432 |
| WT137414 Southgate NFSC | | | | | | |
| INDEX WT137414 | Southgate NFSC | SUBFUND 24A510 | Personal Services | | 4,120,734 | 4,171,129 |

| | | | | 2014 | 2015 |
|---|-------------------------------------|----------------|-------------------|-------------------|-------------------|
| | | | | Recommended | Recommended |
| | | | | Appropriation | Appropriation |
| HHS Employment & Family Services | | | | | |
| WT137414 Southgate NFSC | | | | | |
| INDEX WT137414 | Southgate NFSC | SUBFUND 24A510 | Other Expenses | 570,816 | 581,707 |
| Total Southgate NFSC | | | | 4,691,550 | 4,752,836 |
| WT137430 Old Brooklyn | | | | | |
| INDEX WT137430 | Old Brooklyn | SUBFUND 24A510 | Personal Services | 3,645,198 | 3,688,578 |
| INDEX WT137430 | Old Brooklyn | SUBFUND 24A510 | Other Expenses | 791,664 | 793,547 |
| Total Old Brooklyn | | | | 4,436,862 | 4,482,125 |
| WT137455 Quincy Place | | | | | |
| INDEX WT137455 | Quincy Place | SUBFUND 24A510 | Personal Services | 4,653,616 | 4,710,363 |
| INDEX WT137455 | Quincy Place | SUBFUND 24A510 | Other Expenses | 1,816,738 | 1,849,079 |
| Total Quincy Place | | | | 6,470,354 | 6,559,442 |
| WT137463 Virgil Brown | | | | | |
| INDEX WT137463 | Virgil Brown | SUBFUND 24A510 | Personal Services | 18,120,584 | 18,318,050 |
| INDEX WT137463 | Virgil Brown | SUBFUND 24A510 | Other Expenses | 1,151,590 | 1,168,171 |
| Total Virgil Brown | | | | 19,272,174 | 19,486,221 |
| WT137539 West Shore NFSC | | | | | |
| INDEX WT137539 | West Shore NFSC | SUBFUND 24A510 | Personal Services | 4,263,617 | 4,313,887 |
| INDEX WT137539 | West Shore NFSC | SUBFUND 24A510 | Other Expenses | 999,079 | 1,019,061 |
| Total West Shore NFSC | | | | 5,262,696 | 5,332,948 |
| WT137141 Client Support Services | | | | | |
| INDEX WT137141 | Client Support Services | SUBFUND 24A510 | Personal Services | 5,941,362 | 5,998,262 |
| INDEX WT137141 | Client Support Services | SUBFUND 24A510 | Other Expenses | 4,314,031 | 4,319,862 |
| Total Client Support Services | | | | 10,255,393 | 10,318,124 |
| WT137935 Children With Medical Handicap | | | | | |
| INDEX WT137935 | Children With Medical Handicap | SUBFUND 24A530 | Other Expenses | 1,405,732 | 1,405,732 |
| Total Children With Medical Handicap | | | | 1,405,732 | 1,405,732 |
| Total HHS Employment & Family Services | | | | 74,301,608 | 75,096,382 |
| Cuyahoga Support Enforcement Agency | | | | | |
| SE496000 Cuyahoga Support Enforcement Agency | | | | | |
| INDEX SE496000 | Cuyahoga Support Enforcement Agency | SUBFUND 20A600 | Personal Services | 19,059,899 | 19,768,630 |
| INDEX SE496000 | Cuyahoga Support Enforcement Agency | SUBFUND 20A600 | Other Expenses | 10,846,459 | 11,001,535 |
| INDEX SE496000 | Cuyahoga Support Enforcement Agency | SUBFUND 20A600 | Capital Outlays | 4,000 | 4,000 |
| Total Cuyahoga Support Enforcement Agency | | | | 29,910,358 | 30,774,165 |
| SE507152 Fatherhood Initiative | | | | | |
| INDEX SE507152 | Fatherhood Initiative | SUBFUND 20A606 | Personal Services | 133,950 | 134,602 |
| INDEX SE507152 | Fatherhood Initiative | SUBFUND 20A606 | Other Expenses | 861,738 | 882,108 |
| Total Fatherhood Initiative | | | | 995,688 | 1,016,710 |
| Total Cuyahoga Support Enforcement Agency | | | | 30,906,046 | 31,790,875 |
| Early Childhood Invest In Children | | | | | |
| EC451484 EC Administrative Services | | | | | |
| INDEX EC451484 | EC Administrative Services | SUBFUND 24A635 | Personal Services | 652,213 | 654,175 |
| INDEX EC451484 | EC Administrative Services | SUBFUND 24A635 | Other Expenses | 186,726 | 187,586 |
| Total EC Administrative Services | | | | 838,939 | 841,761 |
| EC451427 Early Childhood Mental Health | | | | | |
| INDEX EC451427 | Early Childhood Mental Health | SUBFUND 20A807 | Other Expenses | 669,552 | 669,552 |
| Total Early Childhood Mental Health | | | | 669,552 | 669,552 |
| EC451435 Early Start | | | | | |

| | | | | 2014 | 2015 |
|--|--------------------------------------|----------------|-------------------|-------------------|-------------------|
| | | | | Recommended | Recommended |
| | | | | Appropriation | Appropriation |
| Early Childhood Invest In Children | | | | | |
| EC451435 Early Start | | | | | |
| INDEX EC451435 | Early Start | SUBFUND 24A635 | Other Expenses | 1,838,666 | 1,860,811 |
| Total Early Start | | | | 1,838,666 | 1,860,811 |
| EC451443 Health & Safety | | | | | |
| INDEX EC451443 | Health & Safety | SUBFUND 24A635 | Other Expenses | 203,000 | 207,062 |
| Total Health & Safety | | | | 203,000 | 207,062 |
| EC451450 Quality Child Care | | | | | |
| INDEX EC451450 | Quality Child Care | SUBFUND 24A635 | Other Expenses | 7,738,206 | 7,899,052 |
| Total Quality Child Care | | | | 7,738,206 | 7,899,052 |
| Total Early Childhood Invest In Children | | | | 11,288,363 | 11,478,238 |
| Family & Children First Council | | | | | |
| FC451492 FCFC Public Assistance | | | | | |
| INDEX FC451492 | FCFC Public Assistance | SUBFUND 24A640 | Personal Services | 654,665 | 657,442 |
| INDEX FC451492 | FCFC Public Assistance | SUBFUND 24A640 | Other Expenses | 2,892,199 | 2,947,180 |
| Total FCFC Public Assistance | | | | 3,546,864 | 3,604,622 |
| Total Family & Children First Council | | | | 3,546,864 | 3,604,622 |
| HHS Office of Reentry | | | | | |
| HS749069 HHS Office of Reentry | | | | | |
| INDEX HS749069 | HHS Office of Reentry | SUBFUND 24A878 | Personal Services | 471,202 | 473,280 |
| INDEX HS749069 | HHS Office of Reentry | SUBFUND 24A878 | Other Expenses | 1,495,662 | 1,524,320 |
| Total HHS Office of Reentry | | | | 1,966,864 | 1,997,600 |
| Total HHS Office of Reentry | | | | 1,966,864 | 1,997,600 |
| Office of Homeless Services | | | | | |
| HS158097 Office of Homeless Services PA | | | | | |
| INDEX HS158097 | Office of Homeless Services PA | SUBFUND 24A641 | Personal Services | 317,346 | 318,724 |
| INDEX HS158097 | Office of Homeless Services PA | SUBFUND 24A641 | Other Expenses | 4,887,707 | 3,762,395 |
| Total Office of Homeless Services PA | | | | 5,205,053 | 4,081,119 |
| Total Office of Homeless Services | | | | 5,205,053 | 4,081,119 |
| Workforce Development | | | | | |
| WI140905 WIA Executive & Financial Operations | | | | | |
| INDEX WI140905 | WIA Executive & Financial Operations | SUBFUND 28W036 | Personal Services | 533,513 | 538,442 |
| INDEX WI140905 | WIA Executive & Financial Operations | SUBFUND 28W036 | Other Expenses | 6,572,534 | 6,681,733 |
| Total WIA Executive & Financial Operations | | | | 7,106,047 | 7,220,175 |
| WI140913 Workforce Other Programs | | | | | |
| INDEX WI140913 | Workforce Other Programs | SUBFUND 28W037 | Personal Services | 400,000 | 400,000 |
| INDEX WI140913 | Workforce Other Programs | SUBFUND 28W037 | Other Expenses | 1,600,000 | 1,600,000 |
| Total Workforce Other Programs | | | | 2,000,000 | 2,000,000 |
| Total Workforce Development | | | | 9,106,047 | 9,220,175 |
| GF / HHS Subsidy Accounts | | | | | |
| SU513101 Civil Defense | | | | | |
| INDEX SU513101 | Civil Defense | SUBFUND 01A001 | Other Expenses | 840,008 | 751,419 |
| Total Civil Defense | | | | 840,008 | 751,419 |
| SU513150 Soil Conservation | | | | | |

| | | | | 2014 | 2015 |
|--|--------------------------------|-----------------------|----------------|-------------------|-------------------|
| | | | | Recommended | Recommended |
| | | | | Appropriation | Appropriation |
| GF / HHS Subsidy Accounts | | | | | |
| SU513150 Soil Conservation | | | | | |
| INDEX SU513150 | Soil Conservation | SUBFUND 01A001 | Other Expenses | 75,000 | 75,000 |
| Total Soil Conservation | | | | 75,000 | 75,000 |
| SU513200 County Airport | | | | | |
| INDEX SU513200 | County Airport | SUBFUND 01A001 | Other Expenses | 595,859 | 608,019 |
| Total County Airport | | | | 595,859 | 608,019 |
| SU513457 County Planning Comm | | | | | |
| INDEX SU513457 | County Planning Comm | SUBFUND 01A001 | Other Expenses | 1,215,513 | 1,194,330 |
| Total County Planning Comm | | | | 1,215,513 | 1,194,330 |
| SU514422 Health and Human Svcs Subsidy | | | | | |
| INDEX SU514422 | Health and Human Svcs Subsidy | SUBFUND 29A391 | Other Expenses | 2,698,226 | 2,734,880 |
| Total Health and Human Svcs Subsidy | | | | 2,698,226 | 2,734,880 |
| SU514372 Tapestry System of Care Sub | | | | | |
| INDEX SU514372 | Tapestry System of Care Sub | SUBFUND 29A391 | Other Expenses | 4,386,780 | 1,982,380 |
| Total Tapestry System of Care Sub | | | | 4,386,780 | 1,982,380 |
| SU514273 CSEA HHS 4.8 Mill Subsidy | | | | | |
| INDEX SU514273 | CSEA HHS 4.8 Mill Subsidy | SUBFUND 29A391 | Other Expenses | 2,322,502 | 2,616,197 |
| Total CSEA HHS 4.8 Mill Subsidy | | | | 2,322,502 | 2,616,197 |
| SU514711 Gateway Arena Pledge | | | | | |
| INDEX SU514711 | Gateway Arena Pledge | SUBFUND 01A001 | Other Expenses | 5,800,000 | 5,800,000 |
| Total Gateway Arena Pledge | | | | 5,800,000 | 5,800,000 |
| SU513960 Children & Family Svcs Subsidy | | | | | |
| INDEX SU513960 | Children & Family Svcs Subsidy | SUBFUND 29A390 | Other Expenses | 19,310,196 | 17,530,674 |
| Total Children & Family Svcs Subsidy | | | | 19,310,196 | 17,530,674 |
| SU514299 Children and Family Svcs Sub | | | | | |
| INDEX SU514299 | Children and Family Svcs Sub | SUBFUND 29A391 | Other Expenses | 10,660,276 | 14,056,723 |
| Total Children and Family Svcs Sub | | | | 10,660,276 | 14,056,723 |
| SU513978 Children Services Fund Subsidy | | | | | |
| INDEX SU513978 | Children Services Fund Subsidy | SUBFUND 29A390 | Other Expenses | 13,657,776 | 10,992,836 |
| Total Children Services Fund Subsidy | | | | 13,657,776 | 10,992,836 |
| SU514315 Children Svcs Fund Subsidy | | | | | |
| INDEX SU514315 | Children Svcs Fund Subsidy | SUBFUND 29A391 | Other Expenses | 27,586,179 | 25,819,141 |
| Total Children Svcs Fund Subsidy | | | | 27,586,179 | 25,819,141 |
| SU514323 Children w/Medical Handicaps | | | | | |
| INDEX SU514323 | Children w/Medical Handicaps | SUBFUND 29A391 | Other Expenses | 1,405,732 | 1,405,732 |
| Total Children w/Medical Handicaps | | | | 1,405,732 | 1,405,732 |
| SU514398 EC-Invest In Children Subsidy | | | | | |
| INDEX SU514398 | EC-Invest In Children Subsidy | SUBFUND 29A391 | Other Expenses | 10,902,940 | 9,623,717 |
| Total EC-Invest In Children Subsidy | | | | 10,902,940 | 9,623,717 |
| SU513994 Senior & Adult Subsidy | | | | | |
| INDEX SU513994 | Senior & Adult Subsidy | SUBFUND 29A390 | Other Expenses | 6,547,013 | 6,023,065 |
| Total Senior & Adult Subsidy | | | | 6,547,013 | 6,023,065 |
| SU514414 Senior and Adult Svcs Subsidy | | | | | |
| INDEX SU514414 | Senior and Adult Svcs Subsidy | SUBFUND 29A391 | Other Expenses | 7,292,287 | 6,751,827 |
| Total Senior and Adult Svcs Subsidy | | | | 7,292,287 | 6,751,827 |
| SU514281 Office of Homeless Svc Subsidy | | | | | |

| | | | | 2014 | 2015 | | |
|--|-----------------|--------------------------------|---------|---------------|----------------|-------------------|--------------------|
| | | | | Recommended | Recommended | | |
| | | | | Appropriation | Appropriation | | |
| GF / HHS Subsidy Accounts | | | | | | | |
| SU514281 Office of Homeless Svc Subsidy | | | | | | | |
| INDEX | SU514281 | Office of Homeless Svc Subsidy | SUBFUND | 29A391 | Other Expenses | 4,980,661 | 3,856,727 |
| Total Office of Homeless Svc Subsidy | | | | | | 4,980,661 | 3,856,727 |
| SU514349 Family & Children First Cncl | | | | | | | |
| INDEX | SU514349 | Family & Children First Cncl | SUBFUND | 29A391 | Other Expenses | 2,320,783 | 2,378,541 |
| Total Family & Children First Cncl | | | | | | 2,320,783 | 2,378,541 |
| SU515999 Fatherhood Initiative Subsidy | | | | | | | |
| INDEX | SU515999 | Fatherhood Initiative Subsidy | SUBFUND | 29A391 | Other Expenses | 975,688 | 996,710 |
| Total Fatherhood Initiative Subsidy | | | | | | 975,688 | 996,710 |
| SU513762 Brownfield Redevelopment | | | | | | | |
| INDEX | SU513762 | Brownfield Redevelopment | SUBFUND | 01A001 | Other Expenses | 1,123,855 | 1,123,855 |
| Total Brownfield Redevelopment | | | | | | 1,123,855 | 1,123,855 |
| SU514430 Employment & Family Svc Sub | | | | | | | |
| INDEX | SU514430 | Employment & Family Svc Sub | SUBFUND | 29A391 | Other Expenses | 7,574,086 | 8,368,860 |
| Total Employment & Family Svc Sub | | | | | | 7,574,086 | 8,368,860 |
| SU514224 HHS JC Plcmnt & Trmt Sub | | | | | | | |
| INDEX | SU514224 | HHS JC Plcmnt & Trmt Sub | SUBFUND | 29A391 | Other Expenses | 12,960,190 | 12,797,051 |
| Total HHS JC Plcmnt & Trmt Sub | | | | | | 12,960,190 | 12,797,051 |
| SU514331 Family Justice Center | | | | | | | |
| INDEX | SU514331 | Family Justice Center | SUBFUND | 29A391 | Other Expenses | 175,000 | 175,000 |
| Total Family Justice Center | | | | | | 175,000 | 175,000 |
| SU514125 Comm. Redevelopment Fund Sub. | | | | | | | |
| INDEX | SU514125 | Comm. Redevelopment Fund Sub. | SUBFUND | 01A001 | Other Expenses | 893,600 | 893,600 |
| Total Comm. Redevelopment Fund Sub. | | | | | | 893,600 | 893,600 |
| SU514521 JC HHS Community Partnership | | | | | | | |
| INDEX | SU514521 | JC HHS Community Partnership | SUBFUND | 29A391 | Other Expenses | 3,476,427 | 3,182,682 |
| Total JC HHS Community Partnership | | | | | | 3,476,427 | 3,182,682 |
| SU514547 JA Office of Re-Entry Subsidy | | | | | | | |
| INDEX | SU514547 | JA Office of Re-Entry Subsidy | SUBFUND | 29A391 | Other Expenses | 1,966,864 | 1,997,600 |
| Total JA Office of Re-Entry Subsidy | | | | | | 1,966,864 | 1,997,600 |
| SU511535 Medical Mart Series 2010 Pledg | | | | | | | |
| INDEX | SU511535 | Medical Mart Series 2010 Pledg | SUBFUND | 01A001 | Other Expenses | 32,100,238 | 32,102,239 |
| Total Medical Mart Series 2010 Pledg | | | | | | 32,100,238 | 32,102,239 |
| SU514885 Regional Crime Lab GF Subsidy | | | | | | | |
| INDEX | SU514885 | Regional Crime Lab GF Subsidy | SUBFUND | 01A001 | Other Expenses | 2,995,693 | 2,715,636 |
| Total Regional Crime Lab GF Subsidy | | | | | | 2,995,693 | 2,715,636 |
| SU514661 Witness Victim Subsidy | | | | | | | |
| INDEX | SU514661 | Witness Victim Subsidy | SUBFUND | 01A001 | Other Expenses | 1,674,766 | 1,694,225 |
| Total Witness Victim Subsidy | | | | | | 1,674,766 | 1,694,225 |
| SU514679 TASC - County Subsidy | | | | | | | |
| INDEX | SU514679 | TASC - County Subsidy | SUBFUND | 01A001 | Other Expenses | 618,731 | 620,828 |
| Total TASC - County Subsidy | | | | | | 618,731 | 620,828 |
| SU999975 Western Reserve Fund Subsidy | | | | | | | |
| INDEX | SU999975 | Western Reserve Fund Subsidy | SUBFUND | 01A001 | Other Expenses | 750,000 | 1,400,000 |
| Total Western Reserve Fund Subsidy | | | | | | 750,000 | 1,400,000 |
| Total GF / HHS Subsidy Accounts | | | | | | 99,992,262 | 182,269,493 |

Page 108 of 321

| | | | | 2014 | 2015 |
|---|---------------------------------|-----------------------|-------------------|-------------------|-------------------|
| | | | | Recommended | Recommended |
| | | | | Appropriation | Appropriation |
| College Savings Account Program | | | | | |
| SV102053 College Savings Account Program | | | | | |
| INDEX SV102053 | College Savings Account Program | SUBFUND 01A001 | Personal Services | 75,400 | 75,400 |
| INDEX SV102053 | College Savings Account Program | SUBFUND 01A001 | Other Expenses | 1,674,600 | 1,713,600 |
| Total College Savings Account Program | | | | 1,750,000 | 1,789,000 |
| Total College Savings Account Program | | | | 1,750,000 | 1,789,000 |
| Employee Health and Wellness | | | | | |
| CC499509 Self Insurance-Regionalization | | | | | |
| INDEX CC499509 | Self Insurance-Regionalization | SUBFUND 20A195 | Other Expenses | 10,689,110 | 11,009,782 |
| Total Self Insurance-Regionalization | | | | 10,689,110 | 11,009,782 |
| CC499202 Benefits Administration | | | | | |
| INDEX CC499202 | Benefits Administration | SUBFUND 68A100 | Personal Services | 514,911 | 518,169 |
| INDEX CC499202 | Benefits Administration | SUBFUND 68A100 | Other Expenses | 358,366 | 361,257 |
| Total Benefits Administration | | | | 873,277 | 879,426 |
| CC499004 Hospitalization Self Insurance | | | | | |
| INDEX CC499004 | Hospitalization Self Insurance | SUBFUND 68A100 | Other Expenses | 67,980,094 | 70,019,496 |
| Total Hospitalization Self Insurance | | | | 67,980,094 | 70,019,496 |
| CC499012 Hosp. Regular Insurance | | | | | |
| INDEX CC499012 | Hosp. Regular Insurance | SUBFUND 68A200 | Other Expenses | 8,899,447 | 9,166,430 |
| Total Hosp. Regular Insurance | | | | 8,899,447 | 9,166,430 |
| Total Employee Health and Wellness | | | | 88,441,928 | 91,075,135 |
| Workers Compensation Retrospective | | | | | |
| CC498816 Workers Comp Retro 2004 | | | | | |
| INDEX CC498816 | Workers Comp Retro 2004 | SUBFUND 67A004 | Other Expenses | 563,138 | 0 |
| Total Workers Comp Retro 2004 | | | | 563,138 | 0 |
| CC498824 Workers Comp Retro 2005 | | | | | |
| INDEX CC498824 | Workers Comp Retro 2005 | SUBFUND 67A005 | Other Expenses | 114,426 | 758,611 |
| Total Workers Comp Retro 2005 | | | | 114,426 | 758,611 |
| CC498832 Workers Comp Retro 2006 | | | | | |
| INDEX CC498832 | Workers Comp Retro 2006 | SUBFUND 67A006 | Other Expenses | 118,788 | 113,126 |
| Total Workers Comp Retro 2006 | | | | 118,788 | 113,126 |
| CC498840 Workers Comp Retro 2007 | | | | | |
| INDEX CC498840 | Workers Comp Retro 2007 | SUBFUND 67A007 | Other Expenses | 180,167 | 133,428 |
| Total Workers Comp Retro 2007 | | | | 180,167 | 133,428 |
| CC498857 Workers Comp Retro 2008 | | | | | |
| INDEX CC498857 | Workers Comp Retro 2008 | SUBFUND 67A008 | Other Expenses | 163,059 | 183,868 |
| Total Workers Comp Retro 2008 | | | | 163,059 | 183,868 |
| CC498865 Workers Comp Retro 2009 | | | | | |
| INDEX CC498865 | Workers Comp Retro 2009 | SUBFUND 67A009 | Other Expenses | 244,514 | 164,323 |
| Total Workers Comp Retro 2009 | | | | 244,514 | 164,323 |
| CC498873 Worker's Comp Retro 2010 | | | | | |
| INDEX CC498873 | Worker's Comp Retro 2010 | SUBFUND 67A010 | Other Expenses | 203,626 | 176,964 |
| Total Worker's Comp Retro 2010 | | | | 203,626 | 176,964 |
| CC498881 Worker's Comp Retroactive 2011 | | | | | |
| INDEX CC498881 | Worker's Comp Retroactive 2011 | SUBFUND 67A011 | Other Expenses | 372,952 | 196,439 |
| Total Worker's Comp Retroactive 2011 | | | | 372,952 | 196,439 |

| | | | | 2014 | 2015 | | |
|---|-----------------|--------------------------------|---------|---------------|-------------------|-------------------|-------------------|
| | | | | Recommended | Recommended | | |
| | | | | Appropriation | Appropriation | | |
| Workers Compensation Retrospective | | | | | | | |
| CC498899 Worker's Comp Retoractive 2012 | | | | | | | |
| INDEX | CC498899 | Worker's Comp Retoractive 2012 | SUBFUND | 67A012 | Personal Services | 70,337 | 70,337 |
| INDEX | CC498899 | Worker's Comp Retoractive 2012 | SUBFUND | 67A012 | Other Expenses | 509,956 | 353,479 |
| Total Worker's Comp Retoractive 2012 | | | | | | 580,293 | 423,816 |
| CC498915 Worker's Comp Retroactive 2013 | | | | | | | |
| INDEX | CC498915 | Worker's Comp Retroactive 2013 | SUBFUND | 67A013 | Personal Services | 136,849 | 137,412 |
| INDEX | CC498915 | Worker's Comp Retroactive 2013 | SUBFUND | 67A013 | Other Expenses | 2,916,500 | 3,011,152 |
| Total Worker's Comp Retroactive 2013 | | | | | | 3,053,349 | 3,148,564 |
| Total Workers Compensation Retrospective | | | | | | 5,594,312 | 5,299,139 |
| Debt Service | | | | | | | |
| DS039990 DS Rev-Bond Retirement GF | | | | | | | |
| INDEX | DS039990 | DS Rev-Bond Retirement GF | SUBFUND | 30A900 | Other Expenses | 32,282,601 | 32,282,601 |
| Total DS Rev-Bond Retirement GF | | | | | | 32,282,601 | 32,282,601 |
| DS100370 Gateway Arena Project | | | | | | | |
| INDEX | DS100370 | Gateway Arena Project | SUBFUND | 30A905 | Other Expenses | 5,800,000 | 5,800,000 |
| Total Gateway Arena Project | | | | | | 5,800,000 | 5,800,000 |
| DS039966 Brownfield Debt Service | | | | | | | |
| INDEX | DS039966 | Brownfield Debt Service | SUBFUND | 30A910 | Other Expenses | 1,123,855 | 1,123,855 |
| Total Brownfield Debt Service | | | | | | 1,123,855 | 1,123,855 |
| DS039974 Shaker Square Series 2000 | | | | | | | |
| INDEX | DS039974 | Shaker Square Series 2000 | SUBFUND | 30A912 | Other Expenses | 123,325 | 123,325 |
| Total Shaker Square Series 2000 | | | | | | 123,325 | 123,325 |
| DS040121 Commercial Redevelopment Debt | | | | | | | |
| INDEX | DS040121 | Commercial Redevelopment Debt | SUBFUND | 30A913 | Other Expenses | 893,600 | 893,600 |
| Total Commercial Redevelopment Debt | | | | | | 893,600 | 893,600 |
| DS040154 DS - Rock & Roll Hall of Fame | | | | | | | |
| INDEX | DS040154 | DS - Rock & Roll Hall of Fame | SUBFUND | 30A914 | Other Expenses | 4,074,148 | 4,074,148 |
| Total DS - Rock & Roll Hall of Fame | | | | | | 4,074,148 | 4,074,148 |
| DS039115 Medical Mart Debt Service | | | | | | | |
| INDEX | DS039115 | Medical Mart Debt Service | SUBFUND | 30A915 | Other Expenses | 32,609,692 | 32,611,693 |
| Total Medical Mart Debt Service | | | | | | 32,609,692 | 32,611,693 |
| DS039198 Steelyard Com./Westin Hotel | | | | | | | |
| INDEX | DS039198 | Steelyard Com./Westin Hotel | SUBFUND | 30A916 | Other Expenses | 740,000 | 740,000 |
| Total Steelyard Com./Westin Hotel | | | | | | 740,000 | 740,000 |
| Total Debt Service | | | | | | 77,647,221 | 77,649,222 |
| Medical Mart Operating Account | | | | | | | |
| MC001016 Medical Mart Operating Account | | | | | | | |
| INDEX | MC001016 | Medical Mart Operating Account | SUBFUND | 01A001 | Other Expenses | 9,150,000 | 9,150,000 |
| Total Medical Mart Operating Account | | | | | | 9,150,000 | 9,150,000 |
| Total Medical Mart Operating Account | | | | | | 9,150,000 | 9,150,000 |
| Capital Improvement GF Subsidy | | | | | | | |
| SU514141 Capital Improvement GF Subsidy | | | | | | | |

| | | | | 2014 | 2015 |
|---|--------------------------------|-----------------------|-------------------|------------------|------------------|
| | | | | Recommended | Recommended |
| | | | | Appropriation | Appropriation |
| Capital Improvement GF Subsidy | | | | | |
| SU514141 Capital Improvement GF Subsidy | | | | | |
| INDEX SU514141 | Capital Improvement GF Subsidy | SUBFUND 01A001 | Other Expenses | 250,000 | 255,000 |
| Total Capital Improvement GF Subsidy | | | | 250,000 | 255,000 |
| Total Capital Improvement GF Subsidy | | | | 250,000 | 255,000 |
| General Fund/Self Insurance Fund | | | | | |
| MI100594 GF-Self Insurance Fund | | | | | |
| INDEX MI100594 | GF-Self Insurance Fund | SUBFUND 01A001 | Other Expenses | 385,943 | 393,662 |
| Total GF-Self Insurance Fund | | | | 385,943 | 393,662 |
| Total General Fund/Self Insurance Fund | | | | 385,943 | 393,662 |
| Miscellaneous Obligations & Payments | | | | | |
| MI512459 Risk Management - Contracts | | | | | |
| INDEX MI512459 | Risk Management - Contracts | SUBFUND 01A001 | Other Expenses | 1,049,548 | 1,049,548 |
| Total Risk Management - Contracts | | | | 1,049,548 | 1,049,548 |
| MI512657 Miscellaneous Obligations | | | | | |
| INDEX MI512657 | Miscellaneous Obligations | SUBFUND 01A001 | Other Expenses | 1,073,698 | 1,090,171 |
| Total Miscellaneous Obligations | | | | 1,073,698 | 1,090,171 |
| MI512715 GF-Reserve/Contingencies | | | | | |
| INDEX MI512715 | GF-Reserve/Contingencies | SUBFUND 01A002 | Other Expenses | 5,570,000 | 0 |
| Total GF-Reserve/Contingencies | | | | 5,570,000 | 0 |
| SU515676 Shaker Square 2000 Pldg GF | | | | | |
| INDEX SU515676 | Shaker Square 2000 Pldg GF | SUBFUND 01A001 | Other Expenses | 123,325 | 123,325 |
| Total Shaker Square 2000 Pldg GF | | | | 123,325 | 123,325 |
| Total Miscellaneous Obligations & Payments | | | | 7,816,571 | 2,263,044 |
| Statutory Expenditures | | | | | |
| AE511055 Agricultural Society | | | | | |
| INDEX AE511055 | Agricultural Society | SUBFUND 01A001 | Other Expenses | 3,300 | 3,366 |
| Total Agricultural Society | | | | 3,300 | 3,366 |
| AE511253 Registrar-Vital Statistics | | | | | |
| INDEX AE511253 | Registrar-Vital Statistics | SUBFUND 01A001 | Other Expenses | 10,976 | 11,196 |
| Total Registrar-Vital Statistics | | | | 10,976 | 11,196 |
| AE511352 Memorial Day Allowance | | | | | |
| INDEX AE511352 | Memorial Day Allowance | SUBFUND 01A001 | Other Expenses | 67,772 | 69,127 |
| Total Memorial Day Allowance | | | | 67,772 | 69,127 |
| Total Statutory Expenditures | | | | 82,048 | 83,689 |
| County Council | | | | | |
| CN017004 County Council | | | | | |
| INDEX CN017004 | County Council | SUBFUND 01A001 | Personal Services | 1,510,078 | 1,513,225 |
| INDEX CN017004 | County Council | SUBFUND 01A001 | Other Expenses | 281,504 | 283,187 |
| Total County Council | | | | 1,791,582 | 1,796,412 |
| Total County Council | | | | 1,791,582 | 1,796,412 |
| Veterans Services Fund | | | | | |
| VF491001 Veterans Services Fund | | | | | |

| | | | | 2014 | 2015 |
|--|--------------------------------|----------------|-------------------|-------------------|-------------------|
| | | | | Recommended | Recommended |
| | | | | Appropriation | Appropriation |
| Veterans Services Fund | | | | | |
| VF491001 Veterans Services Fund | | | | | |
| INDEX VF491001 | Veterans Services Fund | SUBFUND 20A059 | Other Expenses | 0 | 0 |
| Total Veterans Services Fund | | | | 0 | 0 |
| Total Veterans Services Fund | | | | 0 | 0 |
| County Prosecutor | | | | | |
| PR191056 General Office | | | | | |
| INDEX PR191056 | General Office | SUBFUND 01A001 | Personal Services | 19,104,713 | 19,648,705 |
| INDEX PR191056 | General Office | SUBFUND 01A001 | Other Expenses | 2,801,942 | 2,835,066 |
| INDEX PR191056 | General Office | SUBFUND 01A001 | Capital Outlays | 30,000 | 30,000 |
| Total General Office | | | | 21,936,655 | 22,513,771 |
| PR200071 Prosecutor-Child Support | | | | | |
| INDEX PR200071 | Prosecutor-Child Support | SUBFUND 01A001 | Personal Services | 3,185,018 | 3,200,939 |
| INDEX PR200071 | Prosecutor-Child Support | SUBFUND 01A001 | Other Expenses | 377,688 | 378,409 |
| INDEX PR200071 | Prosecutor-Child Support | SUBFUND 01A001 | Capital Outlays | 1,000 | 1,000 |
| Total Prosecutor-Child Support | | | | 3,563,706 | 3,580,348 |
| PR495572 Prosecutor-DTAC | | | | | |
| INDEX PR495572 | Prosecutor-DTAC | SUBFUND 20A820 | Personal Services | 1,369,028 | 1,376,642 |
| INDEX PR495572 | Prosecutor-DTAC | SUBFUND 20A820 | Other Expenses | 1,591,912 | 1,620,240 |
| INDEX PR495572 | Prosecutor-DTAC | SUBFUND 20A820 | Capital Outlays | 1,000 | 1,000 |
| Total Prosecutor-DTAC | | | | 2,961,940 | 2,997,882 |
| PR194720 Prosecutor-Children & Family | | | | | |
| INDEX PR194720 | Prosecutor-Children & Family | SUBFUND 01A001 | Personal Services | 2,240,139 | 2,250,348 |
| INDEX PR194720 | Prosecutor-Children & Family | SUBFUND 01A001 | Other Expenses | 98,470 | 98,961 |
| INDEX PR194720 | Prosecutor-Children & Family | SUBFUND 01A001 | Capital Outlays | 1,000 | 1,000 |
| Total Prosecutor-Children & Family | | | | 2,339,609 | 2,350,309 |
| Total County Prosecutor | | | | 30,801,910 | 31,442,310 |
| Court of Common Pleas | | | | | |
| CO456541 Legal Research Computerization | | | | | |
| INDEX CO456541 | Legal Research Computerization | SUBFUND 20A586 | Other Expenses | 41,820 | 42,656 |
| Total Legal Research Computerization | | | | 41,820 | 42,656 |
| CO380121 Common Pleas Judicial Admin | | | | | |
| INDEX CO380121 | Common Pleas Judicial Admin | SUBFUND 01A001 | Personal Services | 7,784,824 | 7,820,996 |
| INDEX CO380121 | Common Pleas Judicial Admin | SUBFUND 01A001 | Other Expenses | 12,959,693 | 13,102,025 |
| INDEX CO380121 | Common Pleas Judicial Admin | SUBFUND 01A001 | Capital Outlays | 50,000 | 50,000 |
| Total Common Pleas Judicial Admin | | | | 20,794,517 | 20,973,021 |
| CO456475 Common Pleas Special Projects | | | | | |
| INDEX CO456475 | Common Pleas Special Projects | SUBFUND 20A812 | Personal Services | 1,358,163 | 1,362,613 |
| INDEX CO456475 | Common Pleas Special Projects | SUBFUND 20A812 | Other Expenses | 210,954 | 215,173 |
| Total Common Pleas Special Projects | | | | 1,569,117 | 1,577,786 |
| CO380196 Magistrates | | | | | |
| INDEX CO380196 | Magistrates | SUBFUND 01A001 | Personal Services | 1,225,709 | 1,230,786 |
| INDEX CO380196 | Magistrates | SUBFUND 01A001 | Other Expenses | 177,633 | 178,861 |
| Total Magistrates | | | | 1,403,342 | 1,409,647 |
| CO380220 Court Services | | | | | |
| INDEX CO380220 | Court Services | SUBFUND 01A001 | Personal Services | 7,169,824 | 7,201,067 |
| INDEX CO380220 | Court Services | SUBFUND 01A001 | Other Expenses | 769,000 | 784,380 |
| Total Court Services | | | | 7,938,824 | 7,985,447 |

| | | | | 2014 | 2015 |
|---|--|---------|--------------------------|-------------------|-------------------|
| | | | | Recommended | Recommended |
| | | | | Appropriation | Appropriation |
| Court of Common Pleas | | | | | |
| CO380410 Common Pleas-Probation | | | | | |
| INDEX | CO380410 Common Pleas-Probation | SUBFUND | 01A001 Personal Services | 11,157,600 | 11,224,245 |
| INDEX | CO380410 Common Pleas-Probation | SUBFUND | 01A001 Other Expenses | 1,700,582 | 1,734,594 |
| Total Common Pleas-Probation | | | | 12,858,182 | 12,958,839 |
| CO507228 Probation Supervision Fees | | | | | |
| INDEX | CO507228 Probation Supervision Fees | SUBFUND | 20A377 Other Expenses | 451,884 | 454,742 |
| Total Probation Supervision Fees | | | | 451,884 | 454,742 |
| CO446070 Urinalysis Testing Fees | | | | | |
| INDEX | CO446070 Urinalysis Testing Fees | SUBFUND | 20A720 Other Expenses | 108,306 | 112,191 |
| Total Urinalysis Testing Fees | | | | 108,306 | 112,191 |
| CO456525 TASC Medicaid Fund CO | | | | | |
| INDEX | CO456525 TASC Medicaid Fund CO | SUBFUND | 20A099 Personal Services | 6,104 | 6,118 |
| INDEX | CO456525 TASC Medicaid Fund CO | SUBFUND | 20A099 Other Expenses | 59,045 | 60,025 |
| Total TASC Medicaid Fund CO | | | | 65,149 | 66,143 |
| CO456533 TASC Common Pleas | | | | | |
| INDEX | CO456533 TASC Common Pleas | SUBFUND | 20A192 Personal Services | 179,206 | 180,363 |
| INDEX | CO456533 TASC Common Pleas | SUBFUND | 20A192 Other Expenses | 442,750 | 443,690 |
| Total TASC Common Pleas | | | | 621,956 | 624,053 |
| Total Court of Common Pleas | | | | 45,853,098 | 46,204,526 |
| Domestic Relations Court | | | | | |
| DR391052 Domestic Relations | | | | | |
| INDEX | DR391052 Domestic Relations | SUBFUND | 01A001 Personal Services | 2,491,598 | 2,503,387 |
| INDEX | DR391052 Domestic Relations | SUBFUND | 01A001 Other Expenses | 1,156,751 | 1,149,019 |
| INDEX | DR391052 Domestic Relations | SUBFUND | 01A001 Capital Outlays | 6,500 | 8,691 |
| Total Domestic Relations | | | | 3,654,849 | 3,661,097 |
| DR495697 Domestic Relations Legal Research | | | | | |
| INDEX | DR495697 Domestic Relations Legal Research | SUBFUND | 20A337 Other Expenses | 3,959 | 4,038 |
| Total Domestic Relations Legal Research | | | | 3,959 | 4,038 |
| DR495515 Bureau Of Support | | | | | |
| INDEX | DR495515 Bureau Of Support | SUBFUND | 01A001 Personal Services | 3,095,160 | 3,110,809 |
| INDEX | DR495515 Bureau Of Support | SUBFUND | 01A001 Other Expenses | 776,671 | 786,955 |
| INDEX | DR495515 Bureau Of Support | SUBFUND | 01A001 Capital Outlays | 6,500 | 8,691 |
| Total Bureau Of Support | | | | 3,878,331 | 3,906,455 |
| Total Domestic Relations Court | | | | 7,537,139 | 7,571,590 |
| Juvenile Court | | | | | |
| JC372052 Juvenile Court Judicial | | | | | |
| INDEX | JC372052 Juvenile Court Judicial | SUBFUND | 01A001 Personal Services | 1,668,587 | 1,679,787 |
| INDEX | JC372052 Juvenile Court Judicial | SUBFUND | 01A001 Other Expenses | 5,159,483 | 5,174,570 |
| Total Juvenile Court Judicial | | | | 6,828,070 | 6,854,357 |
| JC372060 Juvenile Court-Legal | | | | | |
| INDEX | JC372060 Juvenile Court-Legal | SUBFUND | 01A001 Personal Services | 7,233,415 | 7,279,772 |
| INDEX | JC372060 Juvenile Court-Legal | SUBFUND | 01A001 Other Expenses | 3,503,931 | 3,562,372 |
| Total Juvenile Court-Legal | | | | 10,737,346 | 10,842,144 |
| JC510925 Alternate Dispute Resolution | | | | | |
| INDEX | JC510925 Alternate Dispute Resolution | SUBFUND | 20A334 Other Expenses | 27,040 | 28,101 |
| Total Alternate Dispute Resolution | | | | 27,040 | 28,101 |
| JC514919 Legal Computerization | | | | | |

| | | | | | 2014 | 2015 | |
|--|-----------------|--|---------|---------------|-------------------|-------------------|-------------------|
| | | | | | Recommended | Recommended | |
| | | | | | Appropriation | Appropriation | |
| <hr/> | | | | | | | |
| <hr/> | | | | | | | |
| Juvenile Court | | | | | | | |
| <hr/> | | | | | | | |
| JC514919 Legal Computerization | | | | | | | |
| INDEX | JC514919 | Legal Computerization | SUBFUND | 20A585 | Other Expenses | 18,566 | 18,937 |
| Total Legal Computerization | | | | | | 18,566 | 18,937 |
| <hr/> | | | | | | | |
| JC107532 JC Legal Services HHS | | | | | | | |
| INDEX | JC107532 | JC Legal Services HHS | SUBFUND | 20A811 | Personal Services | 113,155 | 114,274 |
| INDEX | JC107532 | JC Legal Services HHS | SUBFUND | 20A811 | Other Expenses | 2,404,619 | 2,347,047 |
| Total JC Legal Services HHS | | | | | | 2,517,774 | 2,461,321 |
| <hr/> | | | | | | | |
| JC107516 JC Probation Services HHS | | | | | | | |
| INDEX | JC107516 | JC Probation Services HHS | SUBFUND | 20A811 | Personal Services | 5,210,328 | 5,288,391 |
| INDEX | JC107516 | JC Probation Services HHS | SUBFUND | 20A811 | Other Expenses | 2,874,935 | 2,920,572 |
| Total JC Probation Services HHS | | | | | | 8,085,263 | 8,208,963 |
| <hr/> | | | | | | | |
| JC108092 Youth and Family Community Partnership | | | | | | | |
| INDEX | JC108092 | Youth and Family Community Partnership | SUBFUND | 20A823 | Personal Services | 979,860 | 985,060 |
| INDEX | JC108092 | Youth and Family Community Partnership | SUBFUND | 20A823 | Other Expenses | 2,496,567 | 2,197,622 |
| Total Youth and Family Community Partnership | | | | | | 3,476,427 | 3,182,682 |
| <hr/> | | | | | | | |
| JC375055 Juvenile Court-Child Support | | | | | | | |
| INDEX | JC375055 | Juvenile Court-Child Support | SUBFUND | 01A001 | Personal Services | 3,344,795 | 3,393,453 |
| INDEX | JC375055 | Juvenile Court-Child Support | SUBFUND | 01A001 | Other Expenses | 781,417 | 784,132 |
| Total Juvenile Court-Child Support | | | | | | 4,126,212 | 4,177,585 |
| <hr/> | | | | | | | |
| JC517318 Title IV-E Juvenile Court | | | | | | | |
| INDEX | JC517318 | Title IV-E Juvenile Court | SUBFUND | 20A635 | Other Expenses | 1,448,521 | 1,879,742 |
| Total Title IV-E Juvenile Court | | | | | | 1,448,521 | 1,879,742 |
| <hr/> | | | | | | | |
| JC517326 Title IV-E Admin. Juv. Ct. | | | | | | | |
| INDEX | JC517326 | Title IV-E Admin. Juv. Ct. | SUBFUND | 20A635 | Personal Services | 63,831 | 64,307 |
| INDEX | JC517326 | Title IV-E Admin. Juv. Ct. | SUBFUND | 20A635 | Other Expenses | 1,560,971 | 1,936,106 |
| Total Title IV-E Admin. Juv. Ct. | | | | | | 1,624,802 | 2,000,413 |
| <hr/> | | | | | | | |
| JC370056 Juvenile Court-Detention Home | | | | | | | |
| INDEX | JC370056 | Juvenile Court-Detention Home | SUBFUND | 01A001 | Personal Services | 9,131,105 | 9,345,218 |
| INDEX | JC370056 | Juvenile Court-Detention Home | SUBFUND | 01A001 | Other Expenses | 3,411,001 | 3,428,832 |
| Total Juvenile Court-Detention Home | | | | | | 12,542,106 | 12,774,050 |
| <hr/> | | | | | | | |
| JC372300 Operation Detention Home-State Subsidy | | | | | | | |
| INDEX | JC372300 | Operation Detention Home-State Subsidy | SUBFUND | 20A800 | Other Expenses | 44,023 | 44,903 |
| Total Operation Detention Home-State Subsidy | | | | | | 44,023 | 44,903 |
| <hr/> | | | | | | | |
| JC107524 JC Detention Services HHS | | | | | | | |
| INDEX | JC107524 | JC Detention Services HHS | SUBFUND | 20A811 | Personal Services | 634,837 | 643,629 |
| INDEX | JC107524 | JC Detention Services HHS | SUBFUND | 20A811 | Other Expenses | 2,046,299 | 2,096,225 |
| Total JC Detention Services HHS | | | | | | 2,681,136 | 2,739,854 |
| <hr/> | | | | | | | |
| Total Juvenile Court | | | | | | 54,157,287 | 55,213,051 |
| <hr/> | | | | | | | |
| Probate Court | | | | | | | |
| <hr/> | | | | | | | |
| PC400051 Probate Court | | | | | | | |
| INDEX | PC400051 | Probate Court | SUBFUND | 01A001 | Personal Services | 4,552,390 | 4,562,485 |
| INDEX | PC400051 | Probate Court | SUBFUND | 01A001 | Other Expenses | 1,367,193 | 1,377,630 |
| Total Probate Court | | | | | | 5,919,583 | 5,940,115 |
| <hr/> | | | | | | | |
| PC404632 Probate Computerization \$10 Fund | | | | | | | |
| INDEX | PC404632 | Probate Computerization \$10 Fund | SUBFUND | 20A602 | Other Expenses | 459,000 | 468,155 |
| INDEX | PC404632 | Probate Computerization \$10 Fund | SUBFUND | 20A602 | Capital Outlays | 7,500 | 50,000 |
| Total Probate Computerization \$10 Fund | | | | | | 466,500 | 518,155 |

| | | | | | 2014 | 2015 | |
|--|-----------------|--------------------------------|---------|---------------|------------------------------|------------------------------|------------------|
| | | | | | Recommended Appropriation | Recommended Appropriation | |
| Probate Court | | | | | | | |
| PC404665 Indigent Guardianship | | | | | | | |
| INDEX | PC404665 | Indigent Guardianship | SUBFUND | 20A331 | Other Expenses | 185,227 | 188,932 |
| Total Indigent Guardianship | | | | | | 185,227 | 188,932 |
| PC404624 Probate Court Dispute Res Prog | | | | | | | |
| INDEX | PC404624 | Probate Court Dispute Res Prog | SUBFUND | 20A604 | Other Expenses | 45,696 | 46,610 |
| Total Probate Court Dispute Res Prog | | | | | | 45,696 | 46,610 |
| PC404616 Probate Court Special Projects | | | | | | | |
| INDEX | PC404616 | Probate Court Special Projects | SUBFUND | 20A603 | Other Expenses | 55,100 | 55,202 |
| Total Probate Court Special Projects | | | | | | 55,100 | 55,202 |
| Total Probate Court | | | | | | 6,672,106 | 6,749,014 |
| 8th District Court of Appeals | | | | | | | |
| CA360057 Court Of Appeals | | | | | | | |
| INDEX | CA360057 | Court Of Appeals | SUBFUND | 01A001 | Other Expenses | 585,774 | 589,307 |
| Total Court Of Appeals | | | | | | 585,774 | 589,307 |
| Total 8th District Court of Appeals | | | | | | 585,774 | 589,307 |
| Municipal Judicial Costs | | | | | | | |
| MT805432 Municipal Judicial Costs | | | | | | | |
| INDEX | MT805432 | Municipal Judicial Costs | SUBFUND | 01A001 | Personal Services | 107,416 | 110,638 |
| INDEX | MT805432 | Municipal Judicial Costs | SUBFUND | 01A001 | Other Expenses | 2,709,200 | 2,763,384 |
| Total Municipal Judicial Costs | | | | | | 2,816,616 | 2,874,022 |
| Total Municipal Judicial Costs | | | | | | 2,816,616 | 2,874,022 |
| Inspector General | | | | | | | |
| IG030411 Office of Inspector General | | | | | | | |
| INDEX | IG030411 | Office of Inspector General | SUBFUND | 01A001 | Personal Services | 700,562 | 703,771 |
| INDEX | IG030411 | Office of Inspector General | SUBFUND | 01A001 | Other Expenses | 171,528 | 67,944 |
| Total Office of Inspector General | | | | | | 872,090 | 771,715 |
| Total Inspector General | | | | | | 872,090 | 771,715 |
| Department of Internal Audit | | | | | | | |
| IA018002 Internal Audit Department | | | | | | | |
| INDEX | IA018002 | Internal Audit Department | SUBFUND | 01A001 | Personal Services | 458,389 | 460,416 |
| INDEX | IA018002 | Internal Audit Department | SUBFUND | 01A001 | Other Expenses | 56,343 | 27,737 |
| Total Internal Audit Department | | | | | | 514,732 | 488,153 |
| Total Department of Internal Audit | | | | | | 514,732 | 488,153 |
| Human Resources Commission | | | | | | | |
| HC019018 Human Resources Commission | | | | | | | |
| INDEX | HC019018 | Human Resources Commission | SUBFUND | 01A001 | Personal Services | 334,475 | 335,602 |
| INDEX | HC019018 | Human Resources Commission | SUBFUND | 01A001 | Other Expenses | 96,366 | 98,554 |
| Total Human Resources Commission | | | | | | 430,841 | 434,156 |
| Total Human Resources Commission | | | | | | 430,841 | 434,156 |

Alcohol & Drug Addiction Mental Health Board

SU514646 Alcohol Drug Addiction Mental Health Board 2.9

| | | | | 2014 | 2015 | |
|--|-----------------|--|---------------|-------------------|-------------------|------------|
| | | | | Recommended | Recommended | |
| | | | | Appropriation | Appropriation | |
| Alcohol & Drug Addiction Mental Health Board | | | | | | |
| SU514646 Alcohol Drug Addiction Mental Health Board 2.9 | | | | | | |
| INDEX | SU514646 | Alcohol Drug Addiction Mental Health Board SUBFUND | 29A390 | Other Expenses | 17,181,828 | 17,181,828 |
| Total Alcohol Drug Addiction Mental Health Board 2.9 | | | | 17,181,828 | 17,181,828 | |
| SU514596 Alcohol Drug Addiction Mental Health Board 4.8 | | | | | | |
| INDEX | SU514596 | Alcohol Drug Addiction Mental Health Board SUBFUND | 29A391 | Other Expenses | 17,181,829 | 17,181,829 |
| Total Alcohol Drug Addiction Mental Health Board 4.8 | | | | 17,181,829 | 17,181,829 | |
| Total Alcohol & Drug Addiction Mental Health Board | | | | 34,363,657 | 34,363,657 | |
| MetroHealth System | | | | | | |
| SU513937 MetroHealth Subsidy | | | | | | |
| INDEX | SU513937 | MetroHealth Subsidy SUBFUND | 29A390 | Other Expenses | 18,040,000 | 18,040,000 |
| Total MetroHealth Subsidy | | | | 18,040,000 | 18,040,000 | |
| SU514463 Hospital Operations Subsidy | | | | | | |
| INDEX | SU514463 | Hospital Operations Subsidy SUBFUND | 29A391 | Other Expenses | 18,040,000 | 18,040,000 |
| Total Hospital Operations Subsidy | | | | 18,040,000 | 18,040,000 | |
| Total MetroHealth System | | | | 36,080,000 | 36,080,000 | |
| Board of Elections | | | | | | |
| BE474064 Election Administration | | | | | | |
| INDEX | BE474064 | Election Administration SUBFUND | 01A001 | Personal Services | 6,344,442 | 6,525,162 |
| INDEX | BE474064 | Election Administration SUBFUND | 01A001 | Other Expenses | 2,052,466 | 2,052,466 |
| INDEX | BE474064 | Election Administration SUBFUND | 01A001 | Capital Outlays | 120,000 | 120,000 |
| Total Election Administration | | | | 8,516,908 | 8,697,628 | |
| BE472050 Primary Election | | | | | | |
| INDEX | BE472050 | Primary Election SUBFUND | 01A001 | Personal Services | 680,884 | 411,010 |
| INDEX | BE472050 | Primary Election SUBFUND | 01A001 | Other Expenses | 2,730,427 | 1,448,521 |
| Total Primary Election | | | | 3,411,311 | 1,859,531 | |
| BE473058 General Election | | | | | | |
| INDEX | BE473058 | General Election SUBFUND | 01A001 | Personal Services | 855,188 | 740,257 |
| INDEX | BE473058 | General Election SUBFUND | 01A001 | Other Expenses | 3,400,335 | 3,065,952 |
| Total General Election | | | | 4,255,523 | 3,806,209 | |
| BE474056 Special Election | | | | | | |
| INDEX | BE474056 | Special Election SUBFUND | 01A001 | Personal Services | 10,000 | 10,000 |
| INDEX | BE474056 | Special Election SUBFUND | 01A001 | Other Expenses | 205,977 | 205,977 |
| Total Special Election | | | | 215,977 | 215,977 | |
| BE475095 Electronic Voting Consultation | | | | | | |
| INDEX | BE475095 | Electronic Voting Consultation SUBFUND | 01A001 | Other Expenses | 668,552 | 615,639 |
| Total Electronic Voting Consultation | | | | 668,552 | 615,639 | |
| Total Board of Elections | | | | 17,068,271 | 15,194,984 | |
| Charter Review Commission | | | | | | |
| CH100958 Charter Review Commission | | | | | | |
| INDEX | CH100958 | Charter Review Commission SUBFUND | 01A001 | Other Expenses | 7,060 | 7,201 |
| Total Charter Review Commission | | | | 7,060 | 7,201 | |
| Total Charter Review Commission | | | | 7,060 | 7,201 | |
| Board of Revision | | | | | | |
| BR420059 Board Of Revision | | | | | | |

Page 116 of 221

| | | | | 2014 | 2015 |
|--|--|-----------------------|-------------------|--------------------|--------------------|
| | | | | Recommended | Recommended |
| | | | | Appropriation | Appropriation |
| Board of Revision | | | | | |
| BR420059 Board Of Revision | | | | | |
| INDEX BR420059 | Board Of Revision | SUBFUND 01A001 | Other Expenses | 0 | 204 |
| Total Board Of Revision | | | | 0 | 204 |
| BR420067 Brd of Revision-Assessment Fnd | | | | | |
| INDEX BR420067 | Brd of Revision-Assessment Fnd | SUBFUND 20A301 | Personal Services | 3,145,907 | 3,161,559 |
| INDEX BR420067 | Brd of Revision-Assessment Fnd | SUBFUND 20A301 | Other Expenses | 1,387,028 | 1,176,978 |
| Total Brd of Revision-Assessment Fnd | | | | 4,532,935 | 4,338,537 |
| Total Board of Revision | | | | 4,532,935 | 4,338,741 |
| County Planning Commission | | | | | |
| CP522110 County Planning Commission | | | | | |
| INDEX CP522110 | County Planning Commission | SUBFUND 20A307 | Personal Services | 1,294,973 | 1,300,384 |
| INDEX CP522110 | County Planning Commission | SUBFUND 20A307 | Other Expenses | 228,863 | 202,269 |
| Total County Planning Commission | | | | 1,523,836 | 1,502,653 |
| Total County Planning Commission | | | | 1,523,836 | 1,502,653 |
| County Board of Developmental Disabilities | | | | | |
| MR845024 County Board Of Developmental Disabilities | | | | | |
| INDEX MR845024 | County Board Of Developmental Disabilities | SUBFUND 20R320 | Personal Services | 87,193,166 | 84,985,000 |
| INDEX MR845024 | County Board Of Developmental Disabilities | SUBFUND 20R320 | Other Expenses | 111,715,841 | 108,765,000 |
| INDEX MR845024 | County Board Of Developmental Disabilities | SUBFUND 20R320 | Capital Outlays | 3,606,461 | 3,250,000 |
| Total County Board Of Developmental Disabilities | | | | 202,515,468 | 197,000,000 |
| Total County Board of Developmental Disabilities | | | | 202,515,468 | 197,000,000 |
| County Law Library Resource Board | | | | | |
| LL440008 County Law Library Resource Board | | | | | |
| INDEX LL440008 | County Law Library Resource Board | SUBFUND 20A264 | Personal Services | 241,678 | 242,983 |
| INDEX LL440008 | County Law Library Resource Board | SUBFUND 20A264 | Other Expenses | 261,455 | 276,424 |
| INDEX LL440008 | County Law Library Resource Board | SUBFUND 20A264 | Capital Outlays | 5,000 | 5,000 |
| Total County Law Library Resource Board | | | | 508,133 | 524,407 |
| Total County Law Library Resource Board | | | | 508,133 | 524,407 |
| NOACA | | | | | |
| MI512103 NOACA | | | | | |
| INDEX MI512103 | NOACA | SUBFUND 01A001 | Other Expenses | 174,259 | 174,259 |
| Total NOACA | | | | 174,259 | 174,259 |
| Total NOACA | | | | 174,259 | 174,259 |
| Ohio State University Extension | | | | | |
| AE511105 Ohio State University Extension | | | | | |
| INDEX AE511105 | Ohio State University Extension | SUBFUND 01A001 | Other Expenses | 247,000 | 247,000 |
| Total Ohio State University Extension | | | | 247,000 | 247,000 |
| AE514570 Ohio Cooperative Extension HHS | | | | | |
| INDEX AE514570 | Ohio Cooperative Extension HHS | SUBFUND 29A391 | Other Expenses | 0 | 0 |
| Total Ohio Cooperative Extension HHS | | | | 0 | 0 |
| Total Ohio State University Extension | | | | 247,000 | 247,000 |

| | | | | | 2014 | 2015 | |
|---|-----------------|-------------------------------------|---------|---------------|-------------------|-------------------|-------------------|
| | | | | | Recommended | Recommended | |
| | | | | | Appropriation | Appropriation | |
| Public Defender | | | | | | | |
| PD140053 Public Defender | | | | | | | |
| INDEX | PD140053 | Public Defender | SUBFUND | 01A001 | Personal Services | 7,165,295 | 7,190,775 |
| INDEX | PD140053 | Public Defender | SUBFUND | 01A001 | Other Expenses | 1,837,681 | 1,846,129 |
| Total Public Defender | | | | | | 9,002,976 | 9,036,904 |
| PD141028 Public Defender-Cleveland Municipal | | | | | | | |
| INDEX | PD141028 | Public Defender-Cleveland Municipal | SUBFUND | 20A804 | Personal Services | 1,631,453 | 1,637,221 |
| INDEX | PD141028 | Public Defender-Cleveland Municipal | SUBFUND | 20A804 | Other Expenses | 20,033 | 20,165 |
| Total Public Defender-Cleveland Municipal | | | | | | 1,651,486 | 1,657,386 |
| Total Public Defender | | | | | | 10,654,462 | 10,694,290 |
| Soldiers' and Sailors' Monument | | | | | | | |
| AE210005 Soldiers & Sailors Monument | | | | | | | |
| INDEX | AE210005 | Soldiers & Sailors Monument | SUBFUND | 01A001 | Personal Services | 151,407 | 152,251 |
| INDEX | AE210005 | Soldiers & Sailors Monument | SUBFUND | 01A001 | Other Expenses | 50,102 | 50,514 |
| Total Soldiers & Sailors Monument | | | | | | 201,509 | 202,765 |
| Total Soldiers' and Sailors' Monument | | | | | | 201,509 | 202,765 |
| Solid Waste Management District | | | | | | | |
| SM522466 Solid Waste Mgnt Distrct | | | | | | | |
| INDEX | SM522466 | Solid Waste Mgnt Distrct | SUBFUND | 20A625 | Personal Services | 482,148 | 484,423 |
| INDEX | SM522466 | Solid Waste Mgnt Distrct | SUBFUND | 20A625 | Other Expenses | 762,305 | 743,604 |
| INDEX | SM522466 | Solid Waste Mgnt Distrct | SUBFUND | 20A625 | Capital Outlays | 30,000 | 0 |
| Total Solid Waste Mgnt Distrct | | | | | | 1,274,453 | 1,228,027 |
| SM522516 District Boards Of Health | | | | | | | |
| INDEX | SM522516 | District Boards Of Health | SUBFUND | 20A625 | Other Expenses | 255,000 | 260,100 |
| Total District Boards Of Health | | | | | | 255,000 | 260,100 |
| SM522599 Solid Waste Municipal Grants | | | | | | | |
| INDEX | SM522599 | Solid Waste Municipal Grants | SUBFUND | 20A817 | Other Expenses | 200,000 | 204,000 |
| Total Solid Waste Municipal Grants | | | | | | 200,000 | 204,000 |
| SM522581 Solid Waste Plan Update 2012 | | | | | | | |
| INDEX | SM522581 | Solid Waste Plan Update 2012 | SUBFUND | 20A816 | Other Expenses | 83,815 | 85,492 |
| Total Solid Waste Plan Update 2012 | | | | | | 83,815 | 85,492 |
| SM522573 Solid Waste Convenience Center | | | | | | | |
| INDEX | SM522573 | Solid Waste Convenience Center | SUBFUND | 20A815 | Other Expenses | 710,478 | 724,688 |
| Total Solid Waste Convenience Center | | | | | | 710,478 | 724,688 |
| Total Solid Waste Management District | | | | | | 2,523,746 | 2,502,307 |
| Soil & Water Conservation | | | | | | | |
| SW500058 Soil & Water Conservation | | | | | | | |
| INDEX | SW500058 | Soil & Water Conservation | SUBFUND | 20N306 | Personal Services | 620,847 | 624,379 |
| INDEX | SW500058 | Soil & Water Conservation | SUBFUND | 20N306 | Other Expenses | 85,754 | 85,754 |
| Total Soil & Water Conservation | | | | | | 706,601 | 710,133 |
| Total Soil & Water Conservation | | | | | | 706,601 | 710,133 |
| Veterans Service Commission | | | | | | | |
| VS490052 Veterans Service Commission | | | | | | | |
| INDEX | VS490052 | Veterans Service Commission | SUBFUND | 01A001 | Personal Services | 2,462,378 | 2,471,410 |
| INDEX | VS490052 | Veterans Service Commission | SUBFUND | 01A001 | Other Expenses | 4,463,227 | 4,460,027 |

Page 118 of 221

| | | | | 2014 | 2015 |
|---|-----------------------------|-----------------------|-----------------|-----------------------------|-----------------------------|
| | | | | Recommended | Recommended |
| | | | | Appropriation | Appropriation |
| <hr/> | | | | | |
| Veterans Service Commission | | | | | |
| <hr/> | | | | | |
| VS490052 Veterans Service Commission | | | | | |
| INDEX VS490052 | Veterans Service Commission | SUBFUND 01A001 | Capital Outlays | 26,000 | 26,000 |
| Total Veterans Service Commission | | | | 6,931,405 | 6,957,437 |
| <hr/> | | | | | |
| Total Veterans Service Commission | | | | <u>6,931,405</u> | <u>6,957,437</u> |
| TOTAL APPROPRIATION | | | | <u>1,479,461,912</u> | <u>1,463,520,108</u> |

SECTION 2. That the Clerk of Council be, and she is, hereby instructed to transmit one certified copy of this Resolution to the County Budget Commission, the County Fiscal Officer, and the Director of the Office of Budget and Management.

SECTION 3. It is necessary that this Resolution become immediately effective for the usual daily operation of the County and the reasons set forth in the preamble. Provided that this Resolution receives the affirmative vote of at least eight members of Council, it shall take effect and be in force immediately upon the earliest occurrence of any of the following: (1) its approval by the County Executive through signature, (2) the expiration of the time during which it may be disapproved by the County Executive under Section 3.10(6) of the Cuyahoga County Charter, or (3) its passage by at least eight members of Council after disapproval pursuant to Section 3.10(7) of the Cuyahoga County Charter. Otherwise, it shall take effect and be in force from and after the earliest period allowed by law.

SECTION 4. It is found and determined that all formal actions of this Council relating to the adoption of this Resolution were adopted in an open meeting of the Council, and that all deliberations of this Council and any of its committees that resulted in such formal action were in meetings open to the public, in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

On a motion by _____, seconded by _____, the foregoing Resolution was duly adopted.

Yeas:

Nays:

County Council President

Date

County Executive

Date

Clerk of Council

Date

First Reading/Referred to Committee:
Committee(s) Assigned:

Journal _____
_____, 2013

County Council of Cuyahoga County, Ohio

Resolution No. R2013-0230

| | |
|---|---|
| Sponsored by: County Executive FitzGerald/Department of Public Works/Division of County Engineer | A Resolution declaring that public convenience and welfare requires replacement of box beams on various bridges in various municipalities; total estimated project cost \$1,320,000.00; finding that special assessments will neither be levied nor collected to pay for any part of the County's costs of said improvements; authorizing the County Executive to enter into agreements of cooperation with said municipalities in connection with said projects; and declaring the necessity that this Resolution become immediately effective. |
|---|---|

WHEREAS, the County Executive FitzGerald/Department of Public Works/Division of County Engineer has recommended that public convenience and welfare requires the replacement of box beams on three bridges in the following municipalities:

- 1) Abbey Road Bridge No. 02.35 over Baldwin Creek in the City of North Royalton;
- 2) Chagrin River Road Bridge No. 03.00 over Wiley Creek in the Village of Moreland Hills;
- 3) Harris Road Bridge No. 01.61 over Chippewa Creek in the City of Broadview Heights; and

WHEREAS, the anticipated project cost for the replacements is \$1,320,000.00; and

WHEREAS, that special assessments are not to be levied nor collected to pay for any part of the County's costs of this improvement; and

WHEREAS, this project will be funded 100% with the County's Road and Bridge Fund; and

WHEREAS, the primary goal of this project is to keep in repair all necessary bridges in municipal corporations on all county roads for which the County is responsible pursuant to the statutory mandates of ORC §5591.02 and §5591.21; and

WHEREAS, the Abbey Road Bridge No. 02.35 is located in Council District 5; the Chagrin River Bridge No. 03.00 is located in Council District 6; and the Harris Road Bridge No. 01.61 is located in Council District 6; and

WHEREAS, the anticipated start date for construction of this project is 2015; and

WHEREAS, it is necessary that this Resolution become immediately effective in order that critical services provided by Cuyahoga County can continue and to provide for the usual, daily operation of a County entity.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNTY COUNCIL OF CUYAHOGA COUNTY, OHIO:

SECTION 1. That the Cuyahoga County Council hereby declares that public convenience and welfare requires the replacement of box beams on three bridges in the following municipalities:

- 1) Abbey Road Bridge No. 02.35 over Baldwin Creek in the City of North Royalton.
- 2) Chagrin River Road Bridge No. 03.00 over Wiley Creek in the Village of Moreland Hills.
- 3) Harris Road Bridge No. 01.61 over Chippewa Creek in the City of Broadview Heights.

SECTION 2. That special assessments are not to be levied nor collected to pay any part of the County's cost of this improvement.

SECTION 3. That the County Executive is hereby authorized to enter into and execute any and all necessary agreements of cooperation and any other documents in connection with this project.

SECTION 4. It is necessary that this Resolution become immediately effective for the usual daily operation of the County; the preservation of public peace, health, or safety in the County; and any additional reasons set forth in the preamble. Provided that this Resolution receives the affirmative vote of at least eight members of Council, it shall take effect and be in force immediately upon the earliest occurrence of any of the following: (1) its approval by the County Executive through signature, (2) the expiration of the time during which it may be disapproved by the County Executive under Section 3.10(6) of the Cuyahoga County Charter, or (3) its passage by at least eight members of Council after disapproval pursuant to Section 3.10(7) of the Cuyahoga County Charter. Otherwise, it shall take effect and be in force from and after the earliest period allowed by law.

SECTION 5. It is found and determined that all formal actions of this Council relating to the adoption of this Resolution were adopted in an open meeting of the Council, and that all deliberations of this Council and of any of its committees that resulted in such formal action were in meetings open to the public, in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

On a motion by _____, seconded by _____, the foregoing Resolution was duly adopted.

Yeas:

Nays:

County Council President

Date

County Executive

Date

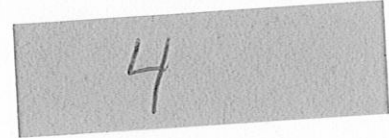
Clerk of Council

Date

First Reading/Referred to Committee:

Committee(s) Assigned:

Journal _____
_____, 20____

**Item Details:**

| | | | |
|-----------------------------|-----------------|--------------------------------|-----------------|
| Agency/Dept. Name: | County Engineer | Agency/Dept. Head Name: | Jamal H. Husani |
| Type of Request: | Other | | |
| Request Prepared by: | Nichole English | Telephone No. | 216-348-3861 |

SUMMARY OF REQUESTED ACTION:

The request for Council action does not involve a contract.

A. Scope of Work Summary

1. Department of Public Works requesting that Council find:

- a) that the public convenience and welfare requires box beam replacement for 3 bridges;
- b) that special assessments are not to be levied and collected to pay any part of the County's costs of these improvements

The anticipated construction cost for this improvement is \$1,320,000.00 for the 3 bridges.

The anticipated start date for construction of these projects is 2015.

2. The primary goal of this request is to begin the process of Council review and approval of this project. The primary goal of the projects themselves is to properly maintain bridges for which the County is responsible.

3. The replacment of the box beam of the 3 bridges is in keeping with the statutory mandates of RC 5591.02 and RC 5591.21, said mandates being: "The ... [County] shall construct and keep in repair all necessary bridges in municipal corporations on all county roads and improved roads that are of general and public utility, running into or through the municipal corporations, and that are not on state highways" [RC 5591.02]; and, "... the ... [County] shall construct and keep in repair necessary bridges over streams and public canals on or connecting state, county, and improved roads" [RC 5591.21].

B. Procurement - N/A**C. Contractor and Project Information**

1. N/A

2. N/A

3a. The location of the bridges are:

- Abbey Road Bridge No. 02.35 over Baldwin Creek in the City of North Royalton
- Chagrin River Road Bridge No. 03.00 over Wiley Creek in the Village of Moreland Hills

- Harris Road Bridge No. 01.61 over Chippewa Creek in the City of Broadview Heights
- 3b. The project is located in the following Council Districts:
 - Abbey Road Bridge No. 02.35 - Council District 5
 - Chagrin River Road Bridge No. 03.00 - Council District 6
 - Harris Road Bridge No. 01.61 - Council District 6

D. Project Status and Planning

1. The project is new to the County. However, the County performs annual bridge maintenance projects.
2. N/A
3. N/A
4. N/A
5. N/A

E. Funding

1. The projects are funded 100% by the Road and Bridge Fund.
2. N/A
3. N/A

PURPOSE/OUTCOMES - PRINCIPAL OWNER(S):**Explanation for late submittal:****Contract/Agreement Information:****Procurement Method:****Explanation for Increase/Decrease in \$ Amount for current request:****Financial Information:**

| | |
|------------------------|---------------------|
| Funding source: | Explanation: |
| Other | Road and bridge |

Total Amount Requested:

\$

ATTACHMENTS:

Click to download

☐ [Informational IOC](#)**History****Time****Who**

Clerk of the Board

Approval

County Council of Cuyahoga County, Ohio

Resolution No. R2013-0231

| | |
|---|--|
| Sponsored by: County Executive FitzGerald/Department of Public Works/Division of County Engineer | A Resolution declaring that public convenience and welfare requires rehabilitation and resurfacing of various bridge decks in various municipalities; total estimated project cost \$1,430,000.00; finding that special assessments will neither be levied nor collected to pay for any part of the County's costs of said improvements; authorizing the County Executive to enter into agreements of cooperation with said municipalities in connection with said projects; and declaring the necessity that this Resolution become immediately effective. |
|---|--|

WHEREAS, the County Executive FitzGerald/Department of Public Works/Division of County Engineer has recommended that public convenience and welfare requires rehabilitation and resurfacing of four bridge decks in the following municipalities:

- 1) Cochran Road Bridge No. 00.27 over Beaver Meadows Creek in the Village of Glenwillow;
- 2) Egbert Road Bridge No. 02.52 over Norfolk Southern Railroad in the City of Bedford;
- 3) Main Avenue (old) Bridge No. 00.18 over Abandoned Norfolk Southern Railroad in the City of Cleveland;
- 4) Monticello Boulevard Bridge No. 03.20 over West Branch of Euclid Creek in the City of South Euclid; and

WHEREAS, the anticipated project cost for this improvement is \$1,430,000.00; and

WHEREAS, that special assessments are not to be levied nor collected to pay for any part of the County's costs of this improvement; and

WHEREAS, this project will be funded 100% with the County's Road and Bridge Fund; and

WHEREAS, the primary goal of this project is to keep in repair all necessary bridges in municipal corporations on all county roads for which the County is responsible pursuant to the statutory mandates of ORC §5591.02 and §5591.21; and

WHEREAS, the Cochran Road Bridge No. 00.27 is located in Council District 6; the Egbert Road Bridge No. 02.52 is located in Council District 9; the Main Avenue (old) Bridge No. 00.18 is located in Council District 7; and the Monticello Boulevard Bridge No. 03.20 is located in Council District 11; and

WHEREAS, the anticipated start date for construction of this project is 2015; and

WHEREAS, it is necessary that this Resolution become immediately effective in order that critical services provided by Cuyahoga County can continue and to provide for the usual, daily operation of a County entity.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNTY COUNCIL OF CUYAHOGA COUNTY, OHIO:

SECTION 1. That the Cuyahoga County Council hereby declares that public convenience and welfare requires the rehabilitation and resurfacing of four bridge decks in the following municipalities:

- 1) Cochran Road Bridge No. 00.27 over Beaver Meadows Creek in the Village of Glenwillow.
- 2) Egbert Road Bridge No. 02.52 over Norfolk Southern Railroad in the City of Bedford.
- 3) Main Avenue (old) Bridge No. 00.18 over Abandoned Norfolk Southern Railroad in the City of Cleveland.
- 4) Monticello Boulevard Bridge No. 03.20 over West Branch of Euclid Creek in the City of South Euclid.

SECTION 2. That special assessments are not to be levied nor collected to pay any part of the County's cost of this improvement.

SECTION 3. That the County Executive is hereby authorized to enter into and execute any and all necessary agreements of cooperation and any other documents in connection with this project.

SECTION 4. It is necessary that this Resolution become immediately effective for the usual daily operation of the County; the preservation of public peace, health, or safety in the County; and any additional reasons set forth in the preamble. Provided that this Resolution receives the affirmative vote of at least eight members of Council, it shall take effect and be in force immediately upon the earliest

occurrence of any of the following: (1) its approval by the County Executive through signature, (2) the expiration of the time during which it may be disapproved by the County Executive under Section 3.10(6) of the Cuyahoga County Charter, or (3) its passage by at least eight members of Council after disapproval pursuant to Section 3.10(7) of the Cuyahoga County Charter. Otherwise, it shall take effect and be in force from and after the earliest period allowed by law.

SECTION 5. It is found and determined that all formal actions of this Council relating to the adoption of this Resolution were adopted in an open meeting of the Council, and that all deliberations of this Council and of any of its committees that resulted in such formal action were in meetings open to the public, in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

On a motion by _____, seconded by _____, the foregoing Resolution was duly adopted.

Yeas:

Nays:

| | |
|--------------------------|-------|
| _____ | _____ |
| County Council President | Date |

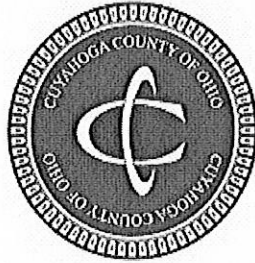
| | |
|------------------|-------|
| _____ | _____ |
| County Executive | Date |

| | |
|------------------|-------|
| _____ | _____ |
| Clerk of Council | Date |

First Reading/Referred to Committee:

Committee(s) Assigned:

Journal _____
_____, 20__



5

Item Details:

| | | | |
|-----------------------------|-----------------|--------------------------------|-----------------|
| Agency/Dept. Name: | County Engineer | Agency/Dept. Head Name: | Jamal H. Husani |
| Type of Request: | Other | | |
| Request Prepared by: | Nichole English | Telephone No. | 216-348-3861 |

SUMMARY OF REQUESTED ACTION:

The request for Council action does not involve a contract.

A. Scope of Work Summary

1. Department of Public Works requesting that Council find:

- a) that the public convenience and welfare requires deck rehabilitation and resurfacing for 4 bridges;
- b) that special assessments are not to be levied and collected to pay any part of the County's costs of these improvements

The anticipated construction cost for this improvement is \$1,430,000.00 for the 4 bridges.

The anticipated start date for construction of these projects is 2015.

2. The primary goal of this request is to begin the process of Council review and approval of this project. The primary goal of the projects themselves is to properly maintain bridges for which the County is responsible.

3. The rehabilitation of the bridge deck of the 4 bridges is in keeping with the statutory mandates of RC 5591.02 and RC 5591.21, said mandates being: "The ... [County] shall construct and keep in repair all necessary bridges in municipal corporations on all county roads and improved roads that are of general and public utility, running into or through the municipal corporations, and that are not on state highways" [RC 5591.02]; and, "... the ... [County] shall construct and keep in repair necessary bridges over streams and public canals on or connecting state, county, and improved roads" [RC 5591.21].

B. Procurement - N/A**C. Contractor and Project Information**

1. N/A

2. N/A

3a. The location of the bridges are:

-Cochran Road Bridge No. 00.27 over Beaver Meadows Creek in the Village of Glenwillow

-Egbert Road Bridge No. 02.52 over the Norfolk Southern RR in the City of Bedford
 -Main Avenue (old) Bridge No. 00.18 over Abandoned Norfolk Southern RR in the City of Cleveland
 -Monticello Boulevard Bridge No. 03.20 over West Branch of Euclid Creek in the City of South Euclid

3b. The project is located in the following Council Districts:

-Cochran Road Bridge No. 00.27 - District 6
 -Egbert Road Bridge No. 02.52 - District 9
 -Main Avenue (old) Bridge No. 00.18 - District 7
 -Monticello Boulevard Bridge No. 03.20 - District 11

D. Project Status and Planning

1. The project is new to the County. However, the County performs annual bridge maintenance projects.

2. N/A

3. N/A

4. N/A

5. N/A

E. Funding

1. The projects are funded 100% by the Road and Bridge Fund.

2. N/A

3. N/A

PURPOSE/OUTCOMES - PRINCIPAL OWNER(S):

Explanation for late submittal:

Contract/Agreement Information:

Procurement Method:

Explanation for Increase/Decrease in \$ Amount for current request:

Financial Information:

| | |
|------------------------|---------------------|
| Funding source: | Explanation: |
| Other | Road and bridge |

Total Amount Requested:

\$

ATTACHMENTS:

Click to download

☐ [Informational IOC](#)

History

Time

Who

Approval

Clerk of the Board



County Council of Cuyahoga County, Ohio

Resolution No. R2013-0232

| | |
|---|--|
| Sponsored by: County Executive FitzGerald/Department of Public Works/Division of County Engineer | A Resolution declaring that public convenience and welfare requires resurfacing of Lee Road from Superior Avenue to Dellwood Road in the City of Cleveland Heights; total estimated project cost \$6,825,000.00; finding that special assessments will neither be levied nor collected to pay for any part of the County's costs of said improvement; authorizing the County Executive to enter into an agreement of cooperation with said municipality in connection with said project; and declaring the necessity that this Resolution become immediately effective. |
|---|--|

WHEREAS, the County Executive FitzGerald/Department of Public Works/Division of County Engineer has recommended that public convenience and welfare requires the resurfacing of Lee Road from Superior Avenue to Dellwood Road in the City of Cleveland Heights; total estimated project cost \$6,825,000.00; and

WHEREAS, the anticipated project cost for the this improvement is \$6,825,000.00; and

WHEREAS, that special assessments are not to be levied nor collected to pay for any part of the County's costs of this improvement; and

WHEREAS, this project will be funded as follows: (a) \$1,316,193.00 will be paid with Federal funds; (b) \$3,908,807.00 will be paid by the City of Cleveland Heights, and (c) \$1,600,000.00 will be paid from the County's Road and Bridge Fund; and

WHEREAS, the primary goal of this project is to properly maintain the County's infrastructure; and

WHEREAS, the project is located at Lee Road from Superior to Dellwood Road in Council District 10; and

WHEREAS, the anticipated start date for construction of this project is 2015; and

WHEREAS, it is necessary that this Resolution become immediately effective in order that critical services provided by Cuyahoga County can continue and to provide for the usual, daily operation of a County entity.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNTY COUNCIL OF CUYAHOGA COUNTY, OHIO:

SECTION 1. That the Cuyahoga County Council hereby declares that public convenience and welfare requires the resurfacing of Lee Road from Superior Avenue to Dellwood Road in the City of Cleveland Heights; total estimated project cost \$6,825,000.00.

SECTION 2. That special assessments are not to be levied nor collected to pay any part of the County's cost of this improvement.

SECTION 3. That the County Executive is hereby authorized to enter into and execute any and all necessary agreements of cooperation and any other documents with the City of Cleveland Heights in connection with this project.

SECTION 4. It is necessary that this Resolution become immediately effective for the usual daily operation of the County; the preservation of public peace, health, or safety in the County; and any additional reasons set forth in the preamble. Provided that this Resolution receives the affirmative vote of at least eight members of Council, it shall take effect and be in force immediately upon the earliest occurrence of any of the following: (1) its approval by the County Executive through signature, (2) the expiration of the time during which it may be disapproved by the County Executive under Section 3.10(6) of the Cuyahoga County Charter, or (3) its passage by at least eight members of Council after disapproval pursuant to Section 3.10(7) of the Cuyahoga County Charter. Otherwise, it shall take effect and be in force from and after the earliest period allowed by law.

SECTION 5. It is found and determined that all formal actions of this Council relating to the adoption of this Resolution were adopted in an open meeting of the Council, and that all deliberations of this Council and of any of its committees that resulted in such formal action were in meetings open to the public, in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

On a motion by _____, seconded by _____, the foregoing Resolution was duly adopted.

Yeas:

Nays:

County Council President

Date

County Executive

Date

Clerk of Council

Date

First Reading/Referred to Committee:
Committee(s) Assigned:

Journal _____
_____, 20__

**Item Details:**

| | | | |
|-----------------------------|-----------------|--------------------------------|-----------------|
| Agency/Dept. Name: | County Engineer | Agency/Dept. Head Name: | Jamal H. Husani |
| Type of Request: | Other | | |
| Request Prepared by: | Nichole English | Telephone No. | 216-348-3861 |

SUMMARY OF REQUESTED ACTION:

The request for Council action does not involve a contract.

A. Scope of Work Summary

1. Department of Public Works requesting that Council find:

- a) that the public convenience and welfare requires the resurfacing of Lee Road from the Superior Avenue to Dellwood Road;
- b) that special assessments are not to be levied and collected to pay any part of the County's costs of these improvements
- c) authorize the County Executive to enter into and execute the necessary agreements of cooperation with the appropriate municipality.

The anticipated construction cost for this improvement is \$6,825,000.00 (Federal - \$1,316,193.00, Cleveland Heights- \$3,908,807.00, County Road and Bridge - \$1,600,000.00)

The anticipated start date for construction of these projects is 2015.

2. The primary goal of this request is to begin the process of Council review and approval of these projects. The primary goal of the projects themselves is to properly maintain the County's infrastructure.

3. N/A

B. Procurement - N/A**C. Contractor and Project Information**

1. N/A

2. N/A

3a. The location of the project is Lee Road from Superior Avenue to Dellwood Road in the City of Cleveland Heights

3b. The project is located in Council District 10.

D. Project Status and Planning

1. The project is new to the County.
2. N/A
3. N/A
4. N/A
5. N/A

E. Funding

1. The project is to be funded as follows:
Federal - \$1,316,193.00
Cleveland Heights - \$3,908,807.00
County Road and Bridge - \$1,600,000.00
2. N/A
3. N/A

PURPOSE/OUTCOMES - PRINCIPAL OWNER(S):

Explanation for late submittal:

Contract/Agreement Information:

Procurement Method:

Explanation for Increase/Decrease in \$ Amount for current request:

Financial Information:

| | |
|--------------------------------|--|
| Funding source: | Explanation: |
| Other | Federal, County Road and Bridge, Cleveland Heights |
| Total Amount Requested: | |
| \$ | |

ATTACHMENTS:

Click to download

☐ [Project Sheet](#)

History

Time

Who

Clerk of the Board

Approval

County Council of Cuyahoga County, Ohio

Resolution No. R2013-0233

| | |
|--|---|
| Sponsored by: County Executive FitzGerald/Department of Public Works and Medical Examiner | A Resolution making an award on RQ27202 to OM Partners, LLC dba Colliers Ostendorf-Morris in the amount not-to-exceed \$1,120,000.00 for property management services located at 11001 Cedar Avenue, Cleveland, for the period 11/1/2013 - 10/31/2018; authorizing the County Executive to execute the contract and all other documents consistent with said award and this Resolution; and declaring the necessity that this Resolution become immediately effective. |
|--|---|

WHEREAS, the County Executive/Department of Public Works and Medical Examiner has recommended an award on RQ27202 to OM Partners, LLC dba Colliers Ostendorf-Morris (9-1) in the amount not-to-exceed \$1,120,000.00 for property management services located at 11001 Cedar Avenue, Cleveland, for the period 11/1/2013 – 10/31/2018; and,

WHEREAS, the primary goal of this project is to continue to provide comprehensive property management services utilizing personnel with specific experience to operate and maintain the facility; and,

WHEREAS, this project is funded by the General Fund and the Internal Service Fund; and,

WHEREAS, it is necessary that this Resolution become immediately effective in order that critical services provided by Cuyahoga County can continue and to provide for the usual, daily operation of a County entity.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNTY COUNCIL OF CUYAHOGA COUNTY, OHIO:

SECTION 1. That the Cuyahoga County Council hereby makes an award on RQ27202 to OM Partners, LLC dba Colliers Ostendorf-Morris (9-1) in the amount not-to-exceed \$1,120,000.00 for property management services located at 11001 Cedar Avenue, Cleveland, for the period 11/1/2013 – 10/31/2018.

SECTION 2. That the County Executive is authorized to execute a contract in connection with said award and all documents consistent with this Resolution.

SECTION 3. It is necessary that this Resolution become immediately effective for the usual daily operation of the County; the preservation of public peace, health, or safety in the County; and any additional reasons set forth in the preamble. Provided that this Resolution receives the affirmative vote of at least eight members of Council, it shall take effect and be in force immediately upon the earliest occurrence of any of the following: (1) its approval by the County Executive through signature, (2) the expiration of the time during which it may be disapproved by the County Executive under Section 3.10(6) of the Cuyahoga County Charter, or (3) its passage by at least eight members of Council after disapproval pursuant to Section 3.10(7) of the Cuyahoga County Charter. Otherwise, it shall take effect and be in force from and after the earliest period allowed by law.

SECTION 4. It is found and determined that all formal actions of this Council relating to the adoption of this Resolution were adopted in an open meeting of the Council, and that all deliberations of this Council and of any of its committees that resulted in such formal action were in meetings open to the public, in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

On a motion by _____, seconded by _____, the foregoing Resolution was duly adopted.

Yeas:

Nays:

County Council President

Date

County Executive

Date

Clerk of Council

Date

First Reading/Referred to Committee:

Committee(s) Assigned:

Journal _____
_____, 20__



3

Item Details:

| | | | |
|-----------------------------|----------------------------------|--------------------------------|----------------|
| Agency/Dept. Name: | Department of Central Services | Agency/Dept. Head Name: | STAN KOSILESKY |
| Type of Request: | Submission of Awarded Contract | | |
| Request Prepared by: | SHEILA MCNEA, Purchasing Analyst | Telephone No. | 443-3066 |

SUMMARY OF REQUESTED ACTION:

TITLE: PUBLIC WORKS 2013 AWARD RECOMMENDATION/SUBMIT CONTRACT RFP27202 Property Management Svcs Medical Examiners Bldg

A. Scope of Work Summary

Requesting award recommendation and submission of awarded contract on RFP27202 for Property Management Services for the Medical Examiners Building located at 11001 Cedar Avenue for the five (5) year period 11/1/13 - 10/31/18 to OM Partners, LLC dba Colliers Ostendorf-Morris. The primary goal of this project is to continue to provide comprehensive property management services utilizing personnel with specific experience to operate and maintain this facility.

B. Procurement

The procurement method was the Request for Proposal (RFP) process for the Medical Examiner's Building property management services. The total value of the RFP is **\$1,120,000.00**. SBE Goal: 30% There were 3 RFP's pulled from OPD, 6 RFP's mailed and also sent electronically through Buyspeed. There was one (1) RFP submitted for review, OM Partners, LLC dba Colliers Ostendorf-Morris.

C. Contractor and Project Information

OM Partners, LLC dba Colliers Ostendorf-Morris
 1100 Superior Avenue Suite 800
 Cleveland, Ohio 44114
 216-861-7200
 Council District Precinct: CLEVELAND -03-L
 Contact: G.F. Coyle III, Managing Partner

Location of Project:
 Medical Examiners Building
 11001 Cedar Avenue
 Cleveland, Ohio 44106
 Council District: N/A

D. Project Status and Planning

The project is an extension of the existing project. The contract needs a signature in ink by 10/31/13.

E. Funding

Cuyahoga County Department of Public Works' operating budget, charged back to the Medical Examiner's operating budget. A portion of these expenses is reimbursed via rent by University Hospitals, which occupies two floors in the Medical Examiner's Building. The schedule of payments is monthly.

Operating + Manage = Total

Year 1 \$150,000.00 + \$54,000.00 = \$204,000.00

Year 2 \$160,000.00 + \$54,000.00 = \$214,000.00

Year 3 \$170,000.00 + \$54,000.00 = \$224,000.00

Year 4 \$180,000.00 + \$54,000.00 = \$234,000.00

Year 5 \$190,000.00 + \$54,000.00 = \$244,000.00

TOTAL: \$850,000.00 + \$270,000.00 = \$1,120,000.00

OPERATING: CT577106 0278 = \$850,000.00

MANAGEMENT: CT577411 0278 S01023 = \$270,000.00

PURPOSE/OUTCOMES - PRINCIPAL OWNER(S):

Explanation for late submittal:

Contract/Agreement Information:

Procurement Method:

RFP (Request for Proposal)

Explanation for Increase/Decrease in \$ Amount for current request:

Financial Information:

Funding source:

General Fund

Explanation:

GF/INTERNAL SERVICE FUND

Total Amount Requested:

\$1,120,000.00

ATTACHMENTS:

Click to download

☐ [RFP](#)

☐ [Vendor form](#)

CUYAHOGA COUNTY
CONTRACT/AGREEMENT EVALUATION FORM
(To be completed in its entirety by user department for
all contract/agreement renewals or amendments.)

Contractor: Ostendorf Morris dba OM Partners, LLC.

Contract/Agreement No.: CE0800769-01

Time Period: 11/1/08 – 10/31/13

Service Description: Property Management Services for the Medical Examiners building located at 11001 Cedar Avenue, Cleveland, Ohio 44106

Original Contract/Agreement Amount: \$580,000.00

Prior Amendment(s) Amount(s): \$109,763.00 BC2013-206 APPROVED 7/15/13

Performance Indicators: Performs all services as required, quality of services, response time.

Actual performance versus performance indicators (include statistics):

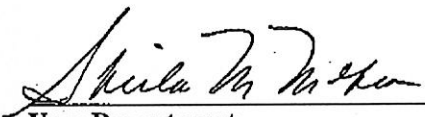
Client satisfaction

Availability of vendor for extra services

Rating of Overall Performance of Contractor (Check One):

- ☐ Superior
- ☐ Above Average
- ☒ Average
- ☐ Below Average
- ☐ Poor

Justification of Rating: OM Partners has met all specifications per contract.


User Department


Date

s: evaluation

Date sent to Dept: 9-5-13
 Date Received from Dept: _____
 (OPD Use Only)



CUYAHOGA COUNTY
TABULATION OF PROPOSALS RECEIVED

DEPARTMENT NAME: Public Works - Central Services **PROPOSAL DUE DATE:** August 30, 2013

RFP TITLE: Property Management Services Medical Examiner Building **RFP #:** CT - 13 - 27202 **SBE:** 30%

| TO BE COMPLETED BY OPD | | TO BE COMPLETED BY SBE CONTRACT COMPLIANCE OFFICER | | | | | | USER DEPT. |
|--|---|--|----------------|----------------|---------------|--|--------------|---------------|
| VENDOR NAME & ADDRESS | IG / ETHICS REGISTRATION COMPLETE | SBE SUBCONTRACTOR NAME AMOUNT & PERCENTAGE | SBE PRIME % | TOTAL SBE % | COMPLY Y/N | COMMENTS & INITIALS | AWARD Y/N | |
| Ostendorf Morris 1100 Superior Avenue Suite 800 Cleveland, Ohio 44114 | NER AD 9-4-13 | | N | 0% | N | They are requesting a full waiver stating that future bidding can be directed to SBE participants JMK 9/5/13 | | Yes 9/11/13 |
| | | | | | | nm 9/5/13 | | |

Department Director Name
 RfpLab - Updated 11/10/2012

Department Director Signature of Approval
[Signature] 9/1/13
 Date

County Council of Cuyahoga County, Ohio

Resolution No. R2013-0234

| | |
|---|---|
| Sponsored by: County Executive FitzGerald/Department of Public Works | A Resolution making an award on RQ28353 to Design-Builder for the Convention Center Hotel Project; authorizing the County Executive to negotiate, enter into, and execute an initial contract with Design-Builder in the amount not-to-exceed \$10,000,000.00 for the period 11/13/2013 - 9/1/2016 and to execute all other documents consistent with said award and this Resolution; and declaring the necessity that this Resolution become immediately effective. |
|---|---|

WHEREAS, pursuant to Chapter 504 of the Cuyahoga County Code, the Department of Public Works issued a Request for Qualifications (RFQ28353) and received statements of qualifications from design builders for the Convention Center Hotel project; and,

WHEREAS, the Department then issued an RFP to the qualified design builders pursuant to Chapter 504 of the County Code; and,

WHEREAS, the County evaluated the qualifications and proposals of the design builders who responded to the RFQ and RFP and Design-Builder received the highest rankings; and,

WHEREAS, due to the complexity of the project and the scope involved, it is not possible to determine with a reasonable amount of certainty the maximum not-to-exceed value of the contract with the Design-Builder before completion of additional work on the project; and,

WHEREAS, it is necessary to authorize the recommended Design Builder to proceed with the initial phase of work necessary, including, but not limited to, providing for pre-construction and construction services, including preparation of construction documents based on information supplied by the Criteria Architect; abatement and demolition of the vacated County Administration Building; sheeting and shoring the mass excavation of the site, and preparation for a foundations package, and,

WHEREAS, Council has determined to award an initial contract to the Design Builder for an amount not to exceed \$10 million; and,

WHEREAS, the final definitive contract with Design Builder shall be subject to County Council's approval; and,

WHEREAS, it is necessary that this Resolution become immediately effective in order that the time-sensitive project can continue proceeding on schedule and that critical services provided by Cuyahoga County can continue and to provide for the usual, daily operation of a County entity.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNTY COUNCIL OF CUYAHOGA COUNTY, OHIO:

SECTION 1. County Council hereby makes an award on RQ28353 to Design Builder for the Convention Center Hotel and authorizes the County Executive to negotiate and enter into an initial contract with Design Builder for an amount not to exceed \$10 million for the period November 13, 2013, through September 1, 2016. To the extent that any exemptions, if any, are necessary under the County Code and contracting procedures, they shall be deemed approved by the adoption of this Resolution. The final negotiated terms of the contract, including the maximum not to exceed amount and risk management protections, shall be subject to the approval of the Law Director, but in no event shall the maximum amount exceed the herein authorized \$10 million.

SECTION 2. The final definitive contract with the Design Builder shall be subject to Council's approval.

SECTION 3. The County Executive is hereby authorized to execute a contract and all other documents, as approved to legal form and correctness by the Director of Law or his designee, in accordance with this Resolution.

SECTION 4. It is necessary that this Resolution become immediately effective for the usual daily operation of the County; the preservation of public peace, health, or safety in the County; and any additional reasons set forth in the preamble. Provided that this Resolution receives the affirmative vote of at least eight members of Council, it shall take effect and be in force immediately upon the earliest occurrence of any of the following: (1) its approval by the County Executive through signature, (2) the expiration of the time during which it may be disapproved by the County Executive under Section 3.10(6) of the Cuyahoga County Charter, or (3) its passage by at least eight members of Council after disapproval pursuant to Section 3.10(7) of the Cuyahoga County Charter. Otherwise, it shall take effect and be in force from and after the earliest period allowed by law.

SECTION 5. It is found and determined that all formal actions of this Council relating to the adoption of this Resolution were adopted in an open meeting of the Council, and that all deliberations of this Council and of any of its committees that resulted in such formal action were in meetings open to the public, in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

On a motion by _____, seconded by _____, the foregoing Resolution was duly adopted.

Yeas:

Nays:

County Council President

Date

County Executive

Date

Clerk of Council

Date

First Reading/Referred to Committee:

Committee(s) Assigned:

Journal _____
_____, 20__

County Council of Cuyahoga County, Ohio

Resolution No. R2013-0235

| | |
|---|--|
| Sponsored by: County Executive FitzGerald/Department of Public Works/Division of County Engineer | A Resolution making an award on RQ28697 to Ohio Cat in the amount not-to-exceed \$1,250,000.00 for construction equipment, parts, supplies and services for the period 10/1/2013 - 9/30/2018; authorizing the County Executive to execute the contract and all other documents consistent with said award and this Resolution; and declaring the necessity that this Resolution become immediately effective. |
|---|--|

WHEREAS, the County Executive/Department of Public Works/Division of County Engineer has recommended an award on RQ28697 to Ohio Cat in the amount not-to-exceed \$1,250,000.00 for construction equipment, parts, supplies and services for the period 10/1/2013 – 9/30/2018; and,

WHEREAS, the primary goals of this project are to standardize the equipment fleet and lower operational costs through: a) improved maintenance efficiency, b) fewer diagnostic and specialty tools, c) smaller parts inventory, d) increased operational efficiency and safety, e) lower procurement cost, and f) better manufacturer and dealer support; and,

WHEREAS, this project is funded by the Road and Bridge Fund and Sanitary Sewer Fund; and,

WHEREAS, it is necessary that this Resolution become immediately effective in order that critical services provided by Cuyahoga County can continue and to provide for the usual, daily operation of a County entity.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNTY COUNCIL OF CUYAHOGA COUNTY, OHIO:

SECTION 1. That the Cuyahoga County Council hereby makes an award on RQ28697 to Ohio Cat in the amount not-to-exceed \$1,250,000.00 for construction equipment, parts, supplies and services for the period 10/1/2013 – 9/30/2018.

SECTION 2. That the County Executive is authorized to execute a contract in connection with said award and all documents consistent with this Resolution.

SECTION 3. It is necessary that this Resolution become immediately effective for the usual daily operation of the County; the preservation of public peace, health, or safety in the County; and any additional reasons set forth in the preamble. Provided that this Resolution receives the affirmative vote of at least eight members of Council, it shall take effect and be in force immediately upon the earliest occurrence of any of the following: (1) its approval by the County Executive through signature, (2) the expiration of the time during which it may be disapproved by the County Executive under Section 3.10(6) of the Cuyahoga County Charter, or (3) its passage by at least eight members of Council after disapproval pursuant to Section 3.10(7) of the Cuyahoga County Charter. Otherwise, it shall take effect and be in force from and after the earliest period allowed by law.

SECTION 4. It is found and determined that all formal actions of this Council relating to the adoption of this Resolution were adopted in an open meeting of the Council, and that all deliberations of this Council and of any of its committees that resulted in such formal action were in meetings open to the public, in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

On a motion by _____, seconded by _____, the foregoing Resolution was duly adopted.

Yeas:

Nays:

County Council President

Date

County Executive

Date

Clerk of Council

Date

First Reading/Referred to Committee:

Committee(s) Assigned:

Journal _____
_____, 20__

**Item Details:**

| | | | |
|---------------------------|---|--------------------------------|------------------|
| Agency/Dept. Name: | County Engineer/Sanitary Engineering Division | Agency/Dept. Head Name: | Michael Chambers |
|---------------------------|---|--------------------------------|------------------|

| | |
|-------------------------|----------------------|
| Type of Request: | Award Recommendation |
|-------------------------|----------------------|

| | | | |
|-----------------------------|------------|----------------------|----------|
| Request Prepared by: | Don Jerele | Telephone No. | 348-4065 |
|-----------------------------|------------|----------------------|----------|

SUMMARY OF REQUESTED ACTION:**A. Scope of Work Summary**

The Department of Public Works is awarding to Ohio Cat in the amount not to exceed \$1,250,000.00 under RQ28697 for Caterpillar Construction Equipment, parts, supplies and services for the period 10/1/2013 - 9/30/2018

The RFP was conducted in accordance with County Policies and open to all jet/vac manufacturers and their corresponding dealers. The criteria established in the RFP scored several categories in which the Caterpillar brand scored highest.

The RFP allows the Dept of Public Works for the next several years to avoid delays in placing equipment in the communities serviced under contract that arise in the bid process. The RFP established the better product and allows immediate negotiations for pricing and delivery.

The Dept of Public Works staff exercises extreme diligence in the selection process of equipment and vendors when obtaining specialized equipment the decision is made only after a review of the equipment, longevity, serviceability and pricing.

B. Procurement The procurement method was a Formal RFP which after the evaluation of four proposals resulted in an award to Ohio Cat. After the award process, individual purchases will be processed through the purchasing system and submitted for traditional approvals. Pricing will be negotiated individually for each item selected.

C. Contractor and Project Information Ohio Cat

3993 East Royalton Road
Broadview Hts, Ohio 44147
Council District 6

D. Project Status On March 25, 2013 a Public Advertisement for Request for Proposals was published and entered on the County's Web site. Three RFPs were received by the April 10, 2013 due date and subsequently scored by the selection committee on May 2, 2013. The vendor scoring highest and named for the award was the Ohio Cat.

E. Funding There is an estimated Not to Exceed \$ 1,250,000.00 Road & Bridge Fund \$ 450,000.00

Sanitary Sewer Fund \$ 800,000.00

PURPOSE/OUTCOMES - PRINCIPAL OWNER(S):

Cuyahoga County Department of Public Works by the Award of RFP 25611 will standardize it's equipment fleet and lower operational costs through: 1. Improved maintenance efficiency, 2. Fewer diagnostic and specialty tools, 3. Smaller parts inventory, 4. Increased operational efficiency and safety, 5. Lower procurement cost, and 6. Better manufacturer and dealer support.

Richard Graziosi, Controller

Explanation for late submittal:

Contract/Agreement Information:

Procurement Method:

Explanation for Increase/Decrease in \$ Amount for current request:

Financial Information:

Funding source: Explanation:

Other Road & Bridge and Sanitary Sewer Funds

Total Amount Requested:

\$

ATTACHMENTS:

Click to download

- ☐ [Proposal Evaluation Forms](#)
- ☐ [Proposal Extension](#)
- ☐ [Auditor Finding](#)
- ☐ [Sec of State Form](#)

History

Time

Who

Approval

Office of Procurement &
Diversity

County Council of Cuyahoga County, Ohio

Resolution No. R2013-0236

| | |
|---|--|
| Sponsored by: County Executive FitzGerald/Department of Public Works | A Resolution authorizing a contract with Project Management Consultants LLC in the amount not-to-exceed \$4,150,000.00 for owner's representative services in connection with the Convention Center Hotel Project for the period 11/1/2013 - 9/1/2016; authorizing the County Executive to execute the contract and all other documents consistent with this Resolution; and declaring the necessity that this Resolution become immediately effective. |
|---|--|

WHEREAS, Cuyahoga County retained Project Management Consultants LLC ("PMC") in Contract No. CE1000306-01 to serve as owner's representative in connection with the Convention Center and Medical Mart (now Global Center for Health Innovation) project; and,

WHEREAS, it is now necessary to continue PMC's services for the Convention Center Hotel Project; and,

WHEREAS, it is necessary that this Resolution become immediately effective in order that the time-sensitive project can continue proceeding on schedule and that critical services provided by Cuyahoga County can continue and to provide for the usual, daily operation of a County entity.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNTY COUNCIL OF CUYAHOGA COUNTY, OHIO:

SECTION 1. County Council hereby approves the retention of Project Management Consultants LLC as the owner's representative for the Convention Center Hotel Project and authorizes the County Executive to complete negotiations and enter into a contract with PMC for said services at an amount not to exceed \$4.15 million for the period November 1, 2013 through September 1, 2016. To the extent that any exemptions are necessary under the County Code and contracting procedures, they shall be deemed approved by the adoption of this Resolution. The final negotiated terms of the contract, including the actual maximum not to exceed amount and risk management protections, shall be subject to the approval of the Director of Law, but in no event shall the finally negotiated maximum exceed the herein authorized maximum of \$4.15 million.

SECTION 2. That the County Council hereby grants an exemption from a formal RFQ requirement pursuant to Cuyahoga County Code Section 501.12(D).

SECTION 3. That the County Executive is authorized to execute the contract and all other related documents, as approved to legal form and correctness by the Director of Law or his designee, consistent with this Resolution.

SECTION 4. It is necessary that this Resolution become immediately effective for the usual daily operation of the County; the preservation of public peace, health, or safety in the County; and any additional reasons set forth in the preamble. Provided that this Resolution receives the affirmative vote of at least eight members of Council, it shall take effect and be in force immediately upon the earliest occurrence of any of the following: (1) its approval by the County Executive through signature, (2) the expiration of the time during which it may be disapproved by the County Executive under Section 3.10(6) of the Cuyahoga County Charter, or (3) its passage by at least eight members of Council after disapproval pursuant to Section 3.10(7) of the Cuyahoga County Charter. Otherwise, it shall take effect and be in force from and after the earliest period allowed by law.

SECTION 5. It is found and determined that all formal actions of this Council relating to the adoption of this Resolution were adopted in an open meeting of the Council, and that all deliberations of this Council and of any of its committees that resulted in such formal action were in meetings open to the public, in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

On a motion by _____, seconded by _____, the foregoing Resolution was duly adopted.

Yeas:

Nays:

| | |
|-----------------------------------|---------------|
| _____ County Council President | _____ Date |
| _____ County Executive | _____ Date |
| _____ Clerk of Council | _____ Date |

First Reading/Referred to Committee:
Committee(s) Assigned:

Journal _____
_____, 20__

County Council of Cuyahoga County, Ohio

Resolution No. R2013-0237

| | |
|---|--|
| Sponsored by: County Executive FitzGerald/Department of Public Works | A Resolution authorizing a final definitive contract with Cooper Carry, Inc. in the amount not-to-exceed \$6,500,000.00 for criteria architectural services for the Convention Center Hotel Project for the period 8/13/2013 - 9/1/2016; authorizing the County Executive to execute the contract and all other documents consistent with this Resolution; and declaring the necessity that this Resolution become immediately effective. |
|---|--|

WHEREAS, in Resolution No. R2013-0171, County Council made an award on RQ27969 to the architectural firm of Cooper Carry, Inc. and authorized the County Executive to negotiate, enter into, and execute an initial 90-day contract with Cooper Carry, Inc. in the amount not-to-exceed \$1,500,000.00; and,

WHEREAS, Council resolved in Resolution No. R2013-0171 that the final definitive contract with Cooper Carry, Inc. pursuant to RQ27969 shall be subject to Council's approval; and,

WHEREAS, the final definitive contract with Cooper Carry, Inc. provides for criteria architectural services, including programming, schematic design, and design development services; services in connection with establishment of Design-Build GMP; review of construction documents prepared by the Architect of Record for conformance with design intent; and other specified services on behalf of the County during the construction documents, construction administration and closeout phases of the project; and,

WHEREAS, the final definitive contract with Cooper Carry, Inc. will not exceed \$6.5 million, and it incorporates all services performed in connection with the October 3, 2013 Letter Agreement authorized by County Council under Resolution No. R2013-0171;

WHEREAS, it is necessary that this Resolution become immediately effective in order that the time-sensitive project can continue proceeding on schedule and that critical services provided by Cuyahoga County can continue and to provide for the usual, daily operation of a County entity.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNTY COUNCIL OF CUYAHOGA COUNTY, OHIO:

SECTION 1. County Council hereby authorizes a final definitive contract with Cooper Carry, Inc. for an amount not to exceed \$6.5 million as the criteria architect for the Convention Center Hotel Project for the period August 13, 2013, through September 1, 2016, and authorizes the County Executive to conclude the negotiations with Cooper Carry, Inc. and to enter into said contract. To the extent that any exemptions are necessary under the County Code and contracting procedures, they shall be deemed approved by the adoption of this Resolution. The final negotiated terms of the contract, including the actual maximum not to exceed amount and risk management protections, shall be subject to the approval of the Director of Law, but in no event shall the finally negotiated maximum exceed the herein authorized maximum of \$6.5 million.

SECTION 2. The County Executive is authorized to execute the contract and all other related documents, as approved to legal form and correctness by the Director of Law or his designee, consistent with this Resolution.

SECTION 3. It is necessary that this Resolution become immediately effective for the usual daily operation of the County; the preservation of public peace, health, or safety in the County; and any additional reasons set forth in the preamble. Provided that this Resolution receives the affirmative vote of at least eight members of Council, it shall take effect and be in force immediately upon the earliest occurrence of any of the following: (1) its approval by the County Executive through signature, (2) the expiration of the time during which it may be disapproved by the County Executive under Section 3.10(6) of the Cuyahoga County Charter, or (3) its passage by at least eight members of Council after disapproval pursuant to Section 3.10(7) of the Cuyahoga County Charter. Otherwise, it shall take effect and be in force from and after the earliest period allowed by law.

SECTION 4. It is found and determined that all formal actions of this Council relating to the adoption of this Resolution were adopted in an open meeting of the Council, and that all deliberations of this Council and of any of its committees that resulted in such formal action were in meetings open to the public, in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

On a motion by _____, seconded by _____, the foregoing Resolution was duly adopted.

Yeas:

Nays:

County Council President

Date

County Executive

Date

Clerk of Council

Date

First Reading/Referred to Committee:
Committee(s) Assigned:

Journal _____
_____, 20__

County Council of Cuyahoga County, Ohio

Resolution No. R2013-0238

| | |
|--|--|
| Sponsored by: County Executive FitzGerald/Department of Health and Human Services/Division of Community Initiatives/Family and Children First Council | A Resolution authorizing an amendment to Agreement No. AG1200285-01 with Educational Service Center of Cuyahoga County for fiscal agent services for the Families and Schools Together Program in connection with the Ohio Children's Trust Fund FY2013 Grant Program for the period 7/1/2012 - 9/30/2014 for additional funds in the amount of \$714,930.00; authorizing the County Executive to execute the amendment and all other documents consistent with this Resolution; and declaring the necessity that this Resolution become immediately effective. |
|--|--|

WHEREAS, the County Executive/Department of Health and Human Services/Division of Community Initiatives/Family and Children First Council has recommended an amendment to Agreement No. AG1200285-01 with Educational Service Center of Cuyahoga County for fiscal agent services for the Families and Schools Together Program in connection with the Ohio Children's Trust Fund FY2013 Grant Program for the period 7/1/2012 – 9/30/2014 for additional funds in the amount of \$714,930.00; and,

WHEREAS, the primary goals of the project are to: a) build protective factors of families, b) help reduce the probability of child abuse and neglect in our community, and c) provide parent advocacy services to the county, schools, and community based programs related to Family and Children First Council; and,

WHEREAS, this project is funded 51% from State Funds, 22% from the Health and Human Service Fund, 24% from TANF funds, and 3% Federal funds; and,

WHEREAS, it is necessary that this Resolution become immediately effective in order that critical services provided by Cuyahoga County can continue and to provide for the usual, daily operation of a County entity.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNTY COUNCIL OF CUYAHOGA COUNTY, OHIO:

SECTION 1. That the Cuyahoga County Council hereby approves an amendment to Agreement No. AG1200285-01 with Educational Service Center of Cuyahoga County for fiscal agent services for the Families and Schools Together

Program in connection with the Ohio Children's Trust Fund FY2013 Grant Program for the period 7/1/2012 – 9/30/2014 for additional funds in the amount of \$714,930.00.

SECTION 2. That the County Executive is authorized to execute all documents required in connection with said amendment.

SECTION 3. It is necessary that this Resolution become immediately effective for the usual daily operation of the County; the preservation of public peace, health, or safety in the County; and any additional reasons set forth in the preamble. Provided that this Resolution receives the affirmative vote of at least eight members of Council, it shall take effect and be in force immediately upon the earliest occurrence of any of the following: (1) its approval by the County Executive through signature, (2) the expiration of the time during which it may be disapproved by the County Executive under Section 3.10(6) of the Cuyahoga County Charter, or (3) its passage by at least eight members of Council after disapproval pursuant to Section 3.10(7) of the Cuyahoga County Charter. Otherwise, it shall take effect and be in force from and after the earliest period allowed by law.

SECTION 4. It is found and determined that all formal actions of this Council relating to the adoption of this Resolution were adopted in an open meeting of the Council, and that all deliberations of this Council and of any of its committees that resulted in such formal action were in meetings open to the public, in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

On a motion by _____, seconded by _____, the foregoing Resolution was duly adopted.

Yeas:

Nays:

County Council President

Date

County Executive

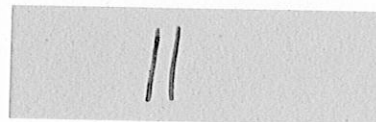
Date

Clerk of Council

Date

First Reading/Referred to Committee:
Committee(s) Assigned:

Journal _____
_____, 20__

**Item Details:**

| | | | |
|---------------------------|--|--------------------------------|-----------------|
| Agency/Dept. Name: | Administrator's Office/Family and Children First Council | Agency/Dept. Head Name: | Robin R. Martin |
|---------------------------|--|--------------------------------|-----------------|

| | |
|-------------------------|---------------------|
| Type of Request: | Agreement/Amendment |
|-------------------------|---------------------|

| | | | |
|-----------------------------|------------------|----------------------|---------------|
| Request Prepared by: | Kathleen Johnson | Telephone No. | (216)698-2871 |
|-----------------------------|------------------|----------------------|---------------|

SUMMARY OF REQUESTED ACTION:

Community Initiatives Division/Family and Children First Council, submitting an amendment to Agreement No. AG12000285 with Educational Service Center of Cuyahoga County for fiscal agent services for the period July 1, 2012 to September 30, 2014 for additional funds in the amount of \$714,930.00 bringing total amount of the agreement to \$1,407,860.

I. Novus Agenda Summary of Requested Action

Educational Service Center of Cuyahoga County Interagency Agreement SFY2014

A. Scope of Work Summary

1. Family and Children First Council requesting approval of an interagency agreement with Educational Service Center of Cuyahoga County for the anticipated cost of \$1,407,860.00. The anticipated start-completion dates are (07/01/2012-9/30/2014).

2. The primary goals of the project are

- a. Build protective factors of families.
- b. Help reduce the probability of of child abuse and neglect in our community.
- c. Provide parent advocacy services to the county, schools and community based programs related to Family and Children First Council.

B. Procurement

1. The procurement method for this project is RFP. The total value of the RFP is \$692,930.00 for the first year. RFP stated second year funding would be based on budget.

2. The RFP was closed on 10/19/2012.

3. There was one bid pulled from OPD, one bid submitted for review, one bid approved.

C. Contractor and Project Information

1. The address of all the vendors and/or contractors is:

Educational Service Center of Cuyahoga County
5811 Canal Rd.
Valley View, OH 44125
All council districts

2. The superintendent for the contractor/vendor is Dr. Robert Mengerink.

3b. The project is located in all council districts.

D. Project Status and Planning

1. The project reoccurs annually.

2. The project has one phase. The next steps, dates and anticipated cost of these are

a. Services to families are scheduled to begin for Parents as Teachers in July 2012 and end in June 2014. Services for Families and Schools Together will begin in January 2013 and will end September 30, 2014. A RFP process for Parent Advocacy and Leadership Training will begin in January 2013. Services are scheduled to begin March 2013.

3. The project is on a critical action path because the state award letter was received in June 2013 for partial funding. The full funding allocation was released August 30, 2013. The award letter is needed to ensure funding is available to provide services.

4. NA

5. The contract needs a signature in ink by October 31, 2013.

E. Funding

1. The project is funded 51% State Funds, 22% HHS Fund, 24% TANF, 3% Fed

2. The schedule of payments is every six months for FAST and monthly for other programs.

3. NA

PURPOSE/OUTCOMES - PRINCIPAL OWNER(S):

The list of programs include Families and Schools Together (FAST), Parents as Teachers (Bright Beginnings), and the Parent Leadership and Advocacy Coalition Training and Management. The programs are funded by TANF, the Ohio Children's Trust Fund, Defending Childhood, and the Health and Human Services Levy. All programs are evidence-based and include an evaluation. The selected vendor will serve as the fiscal agent and FCFC will provide programmatic oversight.

Explanation for late submittal:

Full grant award not received until August 30, 2013. Contract amendment negotiations.

Contract/Agreement Information:

Procurement Method:

RFP (Request for Proposal)

Explanation for Increase/Decrease in \$ Amount for current request:**Financial Information:****Funding source: Explanation:**

State

51% State Fund, 22% HHS Fund, 5% TANF, 3% Fed

Total Amount Requested:

\$714,930.00

ATTACHMENTS:

Click to download

- ☐ [Other than Full and Open Competition](#)
- ☐ [Department Acknowledgement Form 2012](#)
- ☐ [ESC Agreement Amendment](#)
- ☐ [ESC Contract Evaluation](#)
- ☐ [ESC History](#)

History**Time**

10/4/2013 1:53 PM

Who

Office of Procurement &
Diversity

Clerk of the Board

Approval

Yes


Novusolutions
Copyright 2001-2009

CONTRACT/AGREEMENT EVALUATION FORM
**(To be completed in its entirety by user department for
all contract/agreement renewals or amendments.)**

Contractor: Educational Service Center of Cuyahoga County

Contract/Agreement No.: AG1200285-01 **Time Period:** 07/01/2012-06/30/2014

Service Description: The Ohio Children's Trust Fund dedicates funds for prevention programs of child abuse and neglect within families. The programs must use protective factors to reduce risk factors using primary and secondary prevention, evidence based models.

Original Contract/Agreement Amount: \$692,930.00

Prior Amendment(s) Amount(s): \$2,039.25

Performance Indicators: The goal of increasing protective factors will be reached by strengthening parent resilience and social connectedness, increase knowledge of parent and child development, concrete support in time of need, and children's social and emotional development. The program vendors estimated they would serve 650 children and 600 families.

Actual performance versus performance indicators (include statistics): The program vendors collectively served a total of 796 children and 702 families.

Rating of Overall Performance of Contractor (Check One):

- ☐ Superior
- ☒ Above Average
- ☐ Average
- ☐ Below Average
- ☐ Poor

Justification of Rating: The Educational Service Center was able to use these dollars to successfully increase the targeted protective factors through the chosen program vendors.

Kathleen Johnson

September 26, 2013

User Department

Date

s: evaluation

County Council of Cuyahoga County, Ohio

Resolution No. R2013-0239

| | |
|---|--|
| Sponsored by: County Executive FitzGerald/Department of Health and Human Services/Division of Children and Family Services | A Resolution authorizing amendments to contracts with various providers for placement services for the period 10/1/2011 - 12/31/2013 to change the terms, effective 7/1/2013, and for a decrease in funds; authorizing the County Executive to execute the amendments and all other documents consistent with this Resolution; and declaring the necessity that this Resolution become immediately effective. |
|---|--|

WHEREAS, the County Executive/Department of Health and Human Services/ Division of Children and Family Services has recommended amendments to contracts with various providers for placement services for the period 10/1/2011 - 12/31/2013 to change the terms, effective 7/1/2013, and for a decrease in funds as follows:

1. No. CE1100608-01 with Continue Life Inc. in the amount of (\$106,829.00);
2. No. CE1100772-01 with Fox Run: The Center for Children and Adolescents in the amount of (\$318,131.00);
3. No. CE1100611-01 with Glen Mills Schools in the amount of (\$47,125.00);
4. No. CE1200083-01 with The Buckeye Ranch, Inc. in the amount of (\$163,988.00); and

WHEREAS, these contracts are for placement services of children in foster care, residential care, independent living, group homes, shelter cares and/or day treatment; and

WHEREAS, these Board and Care contracts are mandated by the Ohio Administrative Code Section 5101:2-42-05; and

WHEREAS, this project will be funded 29% from Federal Funds and 71% from the HHS Levy with the schedule of payments by invoice; and

WHEREAS, it is necessary that this Resolution become immediately effective in order that critical services provided by Cuyahoga County can continue and to provide for the usual, daily operation of County departments, offices, and agencies.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNTY COUNCIL OF CUYAHOGA COUNTY, OHIO:

SECTION 1. The County Council hereby approves the amendments to contracts with various providers for placement services for the period 10/1/2011 - 12/31/2013 to change the terms, effective 7/1/2013, and for a decrease in funds as follows:

1. No. CE1100608-01 with Continue Life Inc. in the amount of (\$106,829.00).
2. No. CE1100772-01 with Fox Run: The Center for Children and Adolescents in the amount of (\$318,131.00).
3. No. CE1100611-01 with Glen Mills Schools in the amount of (\$47,125.00).
4. No. CE1200083-01 with The Buckeye Ranch, Inc. in the amount of (\$163,988.00).

SECTION 2. That the County Executive is authorized to execute all documents required in connection with said amendments.

SECTION 3. It is necessary that this Resolution become immediately effective for the usual daily operation of the County; the preservation of public peace, health, or safety in the County; and any additional reasons set forth in the preamble. Provided that this Resolution receives the affirmative vote of at least eight members of Council, it shall take effect and be in force immediately upon the earliest occurrence of any of the following: (1) its approval by the County Executive through signature, (2) the expiration of the time during which it may be disapproved by the County Executive under Section 3.10(6) of the Cuyahoga County Charter, or (3) its passage by at least eight members of Council after disapproval pursuant to Section 3.10(7) of the Cuyahoga County Charter. Otherwise, it shall take effect and be in force from and after the earliest period allowed by law.

SECTION 4. It is found and determined that all formal actions of this Council relating to the adoption of this Resolution were adopted in an open meeting of the Council, and that all deliberations of this Council and any of its committees that resulted such formal action were in meetings open to the public, in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

On a motion by _____, seconded by _____, the foregoing Resolution was duly adopted.

Yeas:

Nays:

County Council President

Date

County Executive

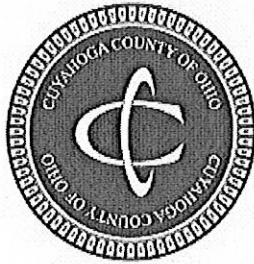
Date

Clerk of Council

Date

First Reading/Referred to Committee:
Committee Assigned:

Journal _____
_____, 2012



12a-d

Item Details:

Agency/Dept. Name: Department of Children and Family Services
Agency/Dept. Head Name: Patricia Rideout

Type of Request: Contract/Amendment

Request Prepared by: Kurtisene Cunningham
Telephone No. 216-881-4729

SUMMARY OF REQUESTED ACTION:

Title: Board and Care Contract Amendments for 2% per diem rate increase, and contract increase/ decreases for various providers (4 of the 30) (RQ20366)

A. Scope of Work Summary

1. The Division of Children and Family Services (DCFS) is requesting authorization to amend various board and care contracts that will reflect the Council approved 2% per diem increase; the amendments will also increase or decrease providers contracts due to utilization. **Although a 2% rate increase will occur; overall DCFS is reducing the line appropriation by (\$2,950,000), because some contracts originally had more funds than were needed, based on current usage; so there is a need to reduce the overall contract amounts of some of the providers. See below for breakdown. These are the final 4 of the 30 contract amendments.**

| Amendment Amounts: | \$ Amount |
|---|------------------|
| 1. Continue Life, Inc. decrease (\$106,829.00) | |
| 2. Glen Mills School decrease (\$47,125.00) | |
| 3. Fox Run: The Center for decrease (\$318,131.00) | |
| Children and Adolescents | |
| 4. The Buckeye Ranch, Inc. decrease (\$163,988.00) | |

Total decrease amount - (\$636,073.00)

2. Community-based residential services provider agencies serve the Division of Children and Family Services as a primary resource for placement of children who have been abused

and/or neglected. This contract will help to expand the range of services available to children.

3.Board and Care contracts are mandated by the Ohio Administrative Code (OAC) Section 5101:2-42-05

B. Procurement

1. The procurement method for this project was an exemption from Full and Open Competition.

2. NA

3. NA

C. Contractor and Project Information

1. The address of the vendor is: See attached PO

D. Project Status and Planning

1. The project reoccurs bi-annually.

2. NA

3. NA

4. The project term has already began.

5. NA

E. Funding

1. The project is funded Federal 29% / HHS Levy 71%. The schedule of payments will be by invoice.

PURPOSE/OUTCOMES - PRINCIPAL OWNER(S):

These contracts are for placement services which include foster care, residential care, independent living, group homes, shelter care and/or day treatment.

To protect children who cannot remain in their own homes and must be placed in substitute care until reunification or adoption can take place.

Provide the least restrictive placement consistent with the best interest and special needs of the child which prevent temporary placement with relatives, etc.

Explanation for late submittal:

Waiting for per diem approval and for vendors' to meet revised insurance standards.

Contract/Agreement Information:

Procurement Method:

Other

Explanation for Increase/Decrease in \$ Amount for current request:

Financial Information:

| | |
|--------------------------------|-----------------------------|
| Funding source: | Explanation: |
| Other | Federal 29% / HHS Levy 71%. |
| Total Amount Requested: | |
| (\$636,073.00) | |

ATTACHMENTS:

Click to download

- ☐ [Continue Life](#)
- ☐ [Continue Life Contract Cover](#)
- ☐ [Continue Life](#)
- ☐ [Cont. Life SA](#)
- ☐ [Continue Life WC](#)
- ☐ [Continue Life Cert Insurance](#)
- ☐ [Continue Life FR](#)
- ☐ [Continue Life](#)
- ☐ [Continue Life](#)
- ☐ [Fox Run](#)
- ☐ [Fox Run Contract Cover](#)
- ☐ [Fox Run](#)
- ☐ [Fox Run SA](#)
- ☐ [Fox Run Cert Insurance](#)
- ☐ [Fox Run FR](#)
- ☐ [Fox Run PO](#)
- ☐ [Fox Run](#)
- ☐ [Fox Run WC](#)
- ☐ [Glen Mills](#)
- ☐ [Glen Mills](#)
- ☐ [Glen Mills](#)
- ☐ [Glen Mills SA](#)
- ☐ [Glen Mills Cert Insurance](#)
- ☐ [Glen Mills FR](#)
- ☐ [Glen Mills PO](#)
- ☐ [Glen Mills](#)
- ☐ [The Buckeye Ranch](#)
- ☐ [The Buckeye Ranch Contract Cover](#)
- ☐ [The Buckeye Ranch](#)
- ☐ [The Buckeye Ranch Cert Insurance](#)
- ☐ [The Buckeye Ranch WC](#)
- ☐ [The Buckeye Ranch FR](#)
- ☐ [The Buckeye Ranch PO](#)
- ☐ [The Buckeye Ranch](#)
- ☐ [DCFS Approved Justification](#)
- ☐ [OPD Apporoved Justification](#)
- ☐ [History Log](#)
- ☐ [Dept Acknowledgement Form](#)
- ☐ [The Buckeye Ranch Sign Authorization](#)

History

CONTRACT/AGREEMENT EVALUATION FORM
(To be completed in its entirety by user department for
all contract/agreement renewals or amendments.)

| |
|--|
| Contractor: Continue Life , Inc. |
| Contract/Agreement No.: CE1100608-01 Time Period: 10/1/11 – 12/31/13 |
| Service Description: Continue Life, Inc. was established in 1984 with the mission of assisting young women with unplanned pregnancies. The facility Continue Inn was established in 1988 to provide housing and services for pregnant and parenting young women. The scope of service includes individual and group counseling, independent living skill training and parenting education. CFS utilizes this provider for pregnant and parenting teens when the child is to be placed with the mother. |
| Original Contract/Agreement Amount: \$225,000.00 |
| Prior Amendment(s) Amount(s): \$397,314.00 |
| Performance Indicators: : 1) rating of the quality of the program which includes the assessment of a safe environment, well-being of services provided ,along with the stability and appropriate length of stay; 2) observation of the quality of administrative functions, including submission of required reporting, timely reporting of incidents, level of communication as reported by resource managers and workers of record; and 3) the number and percentage of children who experience an indicated/substantiated reports of abuse/neglect compared to the dispositional finding perpetrated by a foster or congregate caregiver by placement type for the reporting time period. 4) the number and percentage of children who do not experience an indicated or substantiated abuse/neglect dispositional finding perpetrated by a foster or congregate caregiver by placement type for the reporting period. |
| Actual performance versus performance indicators (include statistics): Continue Life Incorporated has serviced approximately 11 children during this evaluation period. Continue Life Incorporated provides IL services for our teen mom and along with counseling services. The provider has completed this evaluation period with minimal number of children experiencing lateral or restrictive moves. |

Rating of Overall Performance of Contractor (Check One):

- ☐ Superior
☐ Above Average
☒ Average
☐ Below Average
☐ Poor

Justification of Rating: Continue Life Incorporated continues to service our young teenage mothers requiring IL skills, GED programs, and shelter care for homeless young adults. This provider communicates effectively with the agency regarding clients and services available for prospective clients.

Cuyahoga County Division of Children and Family Services
User Department
s: evaluation

April 16, 2013
Date

CONTRACT/AGREEMENT EVALUATION FORM
(To be completed in its entirety by user department for
all contract/agreement renewals or amendments.)

| |
|--|
| Contractor: Fox Run: The Center for Children and Adolescents |
| Contract/Agreement No.: CE1100772-01 Time Period: 10/1/11 – 12/31/13 |
| Service Description: Fox Run Hospital, Inc. is a for-profit organization, licensed by the Ohio Dept. of Mental Health to serve children and adolescents in short-term crisis stabilization and residential programs. We currently contract for long term residential program and DD residential treatment. |
| Original Contract/Agreement Amount: \$153,000.00 |
| Prior Amendment(s) Amount(s): \$217,620.00 |
| Performance Indicators: : 1) rating of the quality of the program which includes the assessment of a safe environment, well-being of services provided ,along with the stability and appropriate length of stay; 2) observation of the quality of administrative functions, including submission of required reporting, timely reporting of incidents, level of communication as reported by resource managers and workers of record; and 3) the number and percentage of children who experience an indicated/substantiated reports of abuse/neglect compared to the dispositional finding perpetrated by a foster or congregate caregiver by placement type for the reporting time period. 4) the number and percentage of children who do not experience an indicated or substantiated abuse/neglect dispositional finding perpetrated by a foster or congregate caregiver by placement type for the reporting period. |
| Actual performance versus performance indicators (include statistics): Fox Run has provided services for approximately 6 children during this evaluation period. Fox Run communicates efficiently with our agency through timely reporting, and documentation submission. During this period minimal number of children experienced restrictive moves. Fox Run Hospital received no substantiated or indicated abuse/neglect allegations. |

Rating of Overall Performance of Contractor (Check One):

- ☐ Superior
☐ Above Average
☒ Average
☐ Below Average
☐ Poor

Justification of Rating: Fox Run is an out of county placement, however they service our DD clients with a secure residential setting while addressing their special needs.

Cuyahoga County Division of Children and Family Services
User Department

April 16, 2013
Date

s: evaluation

CONTRACT/AGREEMENT EVALUATION FORM
(To be completed in its entirety by user department for
all contract/agreement renewals or amendments.)

| |
|--|
| Contractor: Glen Mills Schools |
| Contract/Agreement No.: CE1100611-01 Time Period: 10/1/11 – 12/31/13 |
| Service Description: Glen Mills Schools, established in 1826, is located in Glen Mills Pennsylvania. Licensed by the Commonwealth of Pennsylvania, Department of Public Welfare, its primary purpose is to serve adjudicated adolescent males ages fifteen through eighteen. CCDCFS principally uses this Provider for children ordered by Cuyahoga County Juvenile Court. |
| Original Contract/Agreement Amount: \$68,742.00 |
| Prior Amendment(s) Amount(s): \$87,606.00 |
| Performance Indicators: : 1) rating of the quality of the program which includes the assessment of a safe environment, well-being of services provided ,along with the stability and appropriate length of stay; 2) observation of the quality of administrative functions, including submission of required reporting, timely reporting of incidents, level of communication as reported by resource managers and workers of record; and 3) the number and percentage of children who experience an indicated/substantiated reports of abuse/neglect compared to the dispositional finding perpetrated by a foster or congregate caregiver by placement type for the reporting time period. 4) the number and percentage of children who do not experience an indicated or substantiated abuse/neglect dispositional finding perpetrated by a foster or congregate caregiver by placement type for the reporting period. |
| Actual performance versus performance indicators (include statistics): Glen Mills currently services two court ordered children during this evaluation period. Glen Mills provides counseling, education, and the promotion of change within the young men live. The provider has no substantiated or indicated abuse/neglect allegations during this evaluation period. |

Rating of Overall Performance of Contractor (Check One):

- ☐ Superior
- ☐ Above Average
- ☒ Average
- ☐ Below Average
- ☐ Poor

| |
|--|
| Justification of Rating: Glen Mills provides these services to our court ordered clients. |
|--|

Cuyahoga County Division of Children and Family Services
User Department
s: evaluation

April 16, 2013
Date

CONTRACT/AGREEMENT EVALUATION FORM
(To be completed in its entirety by user department for
all contract/agreement renewals or amendments.)

| |
|--|
| Contractor: Buckeye Ranch Inc. |
| Contract/Agreement No.: Time Period: 12/1/11 – 12/31/13 |
| Service Description: Buckeye Ranch Inc. is a network of treatment foster homes and service providers committed to providing care for children infancy through 18 years of age. The large continuum of care extends from prevention services to crisis stabilization. CCDCFS primarily utilizes this provider for foster care. |
| Original Contract/Agreement Amount: \$198,000.00 |
| Prior Amendment(s) Amount(s): \$116,051.00 |
| Performance Indicators: : 1) rating of the quality of the program which includes the assessment of a safe environment, well-being of services provided ,along with the stability and appropriate length of stay; 2) observation of the quality of administrative functions, including submission of required reporting, timely reporting of incidents, level of communication as reported by resource managers and workers of record; and 3) the number and percentage of children who experience an indicated/substantiated reports of abuse/neglect compared to the dispositional finding perpetrated by a foster or congregate caregiver by placement type for the reporting time period. 4) the number and percentage of children who do not experience an indicated or substantiated abuse/neglect dispositional finding perpetrated by a foster or congregate caregiver by placement type for the reporting period. |
| Actual performance versus performance indicators (include statistics): Buckeye Ranch Foster Care has serviced approximately 2 children during this evaluation period. Buckeye Ranch communicates effectively with our agency by providing documentation of services rendered. The provider has completed this evaluation with minimal number of children experiencing lateral or restrictive moves. Buckeye Ranch Inc. received no substantiated or indicated abuse/neglect allegations. |

Rating of Overall Performance of Contractor (Check One):

- ☐ Superior
☐ Above Average
☒ Average
☐ Below Average
☐ Poor

Justification of Rating: The Buckeye Ranch Inc. is committed to servicing our clients which is demonstrated through the maintaining of good communication and willingness to be open to suggestions made by our agency.

Cuyahoga County Division of Children and Family Services
User Department

May 21, 2012
Date

County Council of Cuyahoga County, Ohio

Resolution No. R2013-0240

| | |
|--|---|
| Sponsored by: County Executive FitzGerald/Department of Law | A Resolution authorizing retention of the law firm of Thompson Hine LLP as legal counsel in connection with the Convention Center Hotel Project in the amount not-to-exceed \$880,000.00 for the period 11/1/2013 - 9/1/2016; authorizing the Director of Law to execute the Engagement Letter and all other documents consistent with this Resolution; and declaring the necessity that this Resolution become immediately effective. |
|--|---|

WHEREAS, Cuyahoga County retained Thompson Hine LLP on or about March 12, 2012, as amended, to represent the County in connection with the Convention Center and Medical Mart (now Global Center for Health Innovation Project); and,

WHEREAS, it is now necessary to continue the firm's legal services in connection with the Convention Center Hotel; and,

WHEREAS, it is necessary that this Resolution become immediately effective in order that the time-sensitive project can continue proceeding on schedule and that critical services provided by Cuyahoga County can continue and to provide for the usual, daily operation of a County entity.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNTY COUNCIL OF CUYAHOGA COUNTY, OHIO:

SECTION 1. County Council hereby approves the retention of Thompson Hine LLP as legal counsel for the Convention Center Hotel project for the period November 1, 2013, through September 1, 2016, at an amount not to exceed \$880,000.00, and authorizes the Law Director to execute an Engagement Letter with Thompson Hine LLP for same. To the extent that any exemptions are necessary under the County Code and contracting procedures, they shall be deemed approved by the adoption of this Resolution.

SECTION 2. The Clerk of Council is hereby directed to transmit a certified copy of this Resolution to the Law Director and Assistant County Prosecutor Gregory Huth for the Prosecutor to secure a journal entry from the Court of Common Pleas approving this retention.

SECTION 3. It is necessary that this Resolution become immediately effective for the usual daily operation of the County; the preservation of public peace, health, or safety in the County; and any additional reasons set forth in the preamble. Provided that this Resolution receives the affirmative vote of at least eight members of Council, it shall take effect and be in force immediately upon the earliest occurrence of any of the following: (1) its approval by the County Executive through signature, (2) the expiration of the time during which it may be disapproved by the County Executive under Section 3.10(6) of the Cuyahoga County Charter, or (3) its passage by at least eight members of Council after disapproval pursuant to Section 3.10(7) of the Cuyahoga County Charter. Otherwise, it shall take effect and be in force from and after the earliest period allowed by law.

SECTION 4. It is found and determined that all formal actions of this Council relating to the adoption of this Resolution were adopted in an open meeting of the Council, and that all deliberations of this Council and of any of its committees that resulted in such formal action were in meetings open to the public, in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

On a motion by _____, seconded by _____, the foregoing Resolution was duly adopted.

Yeas:

Nays:

County Council President

Date

County Executive

Date

Clerk of Council

Date

First Reading/Referred to Committee:

Committee(s) Assigned:

Journal _____
_____, 20__

County Council of Cuyahoga County, Ohio

Resolution No. R2013-0170

| | |
|---|---|
| Sponsored by: County Executive FitzGerald/Department of Public Works | A Resolution making an award on RQ24534 to Halle Industrial Park, LLC in the amount of \$10,069,265.64 for lease of space for the period anticipated to be 6/1/2014 - 6/30/2024; authorizing the County Executive to take all necessary actions and to execute all documents necessary to consummate the contemplated transactions, and authorizing the Director of Public Works to administer the project; and declaring the necessity that this Resolution become immediately effective. |
|---|---|

WHEREAS, Cuyahoga County engaged the services of Allegro Realty Advisors (“Allegro”) to conduct an audit of the County’s real-estate needs and come forth with a set of recommendations for the County; and

WHEREAS, Allegro recommended that the County place 13 properties currently owned by the County for sale, including County Archives Building on 2843 and 2905 Franklin Avenue in Cleveland, Ohio, and the consolidation of the county’s storage facilities; and

WHEREAS, the County engaged the services of CBRE, Inc. (“CBRE”), a commercial real estate services firm, to serve as the real estate portfolio program manager, provide brokerage services, and represent the County in connection with the real estate portfolio program; and,

WHEREAS, CBRE worked with the County to prepare and issue a request for proposals, RFP # 24534, (the “RFP”) for the real property consolidation project in accordance with the County’s Contracting and Purchasing Procedures Ordinance; and,

WHEREAS, Halle Industrial Park, LLC proposed leasing approximately 207,710 square feet to the County in the Halle Warehouse at 1890 E. 40th Street, Cleveland, Ohio, where the County currently leases a smaller amount of space; and

WHEREAS, the property is proposed to be leased for various County functions, including Archives, Board of Elections and Children and Family Services; and

WHEREAS, the proposed lease is for an initial term of 10 years and 1 month, with two five-year renewal options; and

WHEREAS, rent of the leased property begins at \$4.76 per square foot (\$988,440.36 annually) and escalates through the Initial Term to \$4.99 per square foot (\$1,036,213.68 annually), subject to annual appropriations; and

WHEREAS, the proposed lease contains options to expand into additional space currently occupied by another tenant, rights to contract the size of the County's Premises, a right of first refusal and an option to purchase the Building at fair market value and an option to purchase the Building at the end of the term (including renewals) for \$1.00; and

WHEREAS, the Landlord is obligated to perform substantial renovations to the Building and is providing an additional Tenant Improvement Allowance for the County's build-out in the amount of \$2,147,500.00; and

WHEREAS, the County Council has determined that it is in the County's interest to award the proposed lease to Halle Industrial Park, LLC and to enter into a Lease with Halle Industrial Park, LLC for same; and

WHEREAS, it is necessary that this Resolution become immediately effective in order that critical services provided by Cuyahoga County can continue and to provide for the usual, daily operation of a County entity.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNTY COUNCIL OF CUYAHOGA COUNTY, OHIO:

SECTION 1. That the Cuyahoga County Council hereby awards Initiative II of the RFP for a consolidated storage facility to Halle Industrial Park, LLC and authorizes the County Executive to enter into the proposed Lease with Halle Industrial Park, LLC.

SECTION 2. That the County Executive or his authorized designee is authorized to (a) take all actions, and to execute, acknowledge, deliver and/or file for record (as and where appropriate) (i) all documents and instruments necessary or desirable to facilitate and/or consummate the transactions contemplated hereby, including, but not limited to, a lease agreement and all documents to be executed by the County thereunder, and all financing-related documents (including but not limited to subordination, non-disturbance and attornment agreements, pledges, and security agreements), (ii) all other and further documents, instruments, certificates, agreements, amendments, assignments, subleases, consents, affidavits, certifications, disbursement authorizations, settlement statements, closing statements, proration statements, escrow agreements, escrow instructions, and notices, and (iii) amendments, modifications and supplements to any of the foregoing, that the County Executive may deem necessary or advisable in connection with the consummation of

the transactions contemplated hereby, in all cases containing such terms and conditions as may be approved by the County's Director of Law, (b) agree to such payments, prorations, credits, deposits, holdbacks, escrows and other arrangements as may be necessary or advisable in connection therewith to facilitate and/or consummate such transactions, and (c) prosecute and/or defend any actions or proceedings that may be necessary or advisable relative to any of the foregoing matters.

SECTION 3. That the Director of Public Works is authorized to administer the project through its milestones and be responsible for any ongoing approval rights under the Lease.

SECTION 4. That all documents to be executed in connection with the transactions contemplated herein be subject to the Law Director's approval as to legal form and correctness.

SECTION 5. It is necessary that this Resolution become immediately effective for the usual daily operation of the County, the preservation of public peace, health, or safety in the County, and any additional reasons set forth in the preamble. Provided that this Ordinance receives the affirmative vote of at least eight members of Council, it shall take effect and be in force immediately upon the earliest occurrence of any of the following: (1) its approval by the County Executive through signature, (2) the expiration of the time during which it may be disapproved by the County Executive under Section 3.10(6) of the Cuyahoga County Charter, or (3) its passage by at least eight members of Council after disapproval pursuant to Section 3.10(7) of the Cuyahoga County Charter. Otherwise, it shall take effect and be in force from and after the earliest period allowed by law.

SECTION 6. It is found and determined that all formal actions of this Council relating to the adoption of this Resolution were adopted in an open meeting of the Council, and that all deliberations of this Council and of any of its committees that resulted in such formal action were in meetings open to the public, in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

On a motion by _____, seconded by _____, the foregoing Resolution was duly adopted.

Yeas:

Nays:

County Council President

Date

County Executive

Date

Clerk of Council

Date

First Reading/Referred to Committee: July 23, 2013

Committee(s) Assigned: Committee of the Whole

Journal _____
_____, 20__

County Council of Cuyahoga County, Ohio

Resolution No. R2013-0223

| | |
|--|---|
| Sponsored by: County Executive FitzGerald/Department of Development | A Resolution rescinding Resolution No. R2013-0093 and authorizing the issuance and sale of County of Cuyahoga, Ohio Taxable Economic Development Revenue Bonds, Series 2013 (Flats East Bank Phase II Project) in the aggregate principal amount not-to-exceed \$17,000,000.00 for the purpose of assisting in the financing of a "Project" within the meaning of Chapter 165, Ohio Revised Code, paying capitalized interest, funding a debt service reserve fund and paying costs of issuance; providing for a guaranty for the payment of such bonds; authorizing the execution of various documents required in connection with said bond issuance and authorizing and approving related matters; and declaring the necessity that this Resolution become immediately effective. |
|--|---|

WHEREAS, the County of Cuyahoga, Ohio (the "Issuer"), a county and political subdivision duly organized and validly existing under the laws of the State of Ohio, by virtue of the laws of the State of Ohio (the "State"), including Article VIII, Section 13 of the Constitution of the State and Chapter 165 of the Ohio Revised Code, as amended (the "Act"), is authorized and empowered among other things, to: (a) acquire, construct, reconstruct, enlarge, improve, furnish and equip a "project", as defined in Section 165.01, as amended, Ohio Revised Code; (b) issue its economic development revenue bonds for the purpose of paying the costs thereof; (c) enter into a loan agreement to provide for the loan of the proceeds of and revenues to pay the principal of and interest and any premium on those economic development revenue bonds; (d) secure those economic development revenue bonds by a trust indenture, by the pledge and assignment of its rights under a loan agreement, and by an assignment of certain funds to be held by the trustee under that trust indenture; (e) guaranty the payment of those economic development revenue bonds from available revenues; and (f) enact this Bond Resolution (the "Bond Resolution"); and

WHEREAS, the Cuyahoga County Community Improvement Corporation ("CCCIC") approved the issuance of the Bonds (as defined below) in the maximum aggregate amount of \$17,000,000 and the related Issuer guaranty at its annual meeting on March 20, 2013; and

WHEREAS, this Council of the County of Cuyahoga, Ohio (the "Council") pursuant to the foregoing authority and at the request of, and based upon the representations of, Flats East Development LLC, an Ohio limited liability company (the "Borrower"), previously adopted Resolution No. R2013-0093, on July 9, 2013 (the "Original Resolution"), and authorized therein (a) the issuance and sale of the County's Taxable Economic Development Revenue Bonds, Series 2013 (Flats East Bank Phase II Project) in the aggregate principal amount not to exceed \$17,000,000 (the "Bonds") to (i) finance a portion of the costs of acquiring, constructing, reconstructing, enlarging, improving, furnishing and equipping a "project", as defined in Section 165.01, as amended, Ohio Revised Code, including but not limited to commercial facilities constituting approximately 235,000 square feet of new market rate residential rental units and approximately 80,000 square feet of ground level retail and restaurant space, (ii) pay capitalized interest, (iii) fund a debt service reserve fund and (iv) pay costs of issuance (collectively, the "Series 2013 Project"); (b) the guaranty of the payment of the Bonds from available revenues, subject to appropriation by this Council; (c) the execution and delivery of the Trust Indenture (the "Indenture"), by and between the Issuer and The Huntington National Bank, as trustee (the "Trustee"); and (d) the execution and delivery of the other agreements and instruments identified therein; and

WHEREAS, to secure the payment of, and premium, if any, and interest on, the Bonds, the Borrower shall deliver, or shall cause to be delivered, the Completion Guaranty (as defined below), the Developer Guaranty (as defined below), the Fee Mortgage (as defined below) and the Leasehold Mortgage (as defined below); and

WHEREAS, it is anticipated that contemporaneously with the Issuer's issuance of the Bonds, the Cleveland–Cuyahoga County Port Authority (the "Port Authority") will issue its Cleveland-Cuyahoga County Port Authority First Mortgage Revenue Bonds, which will be secured by, among other things, an Open-End Leasehold Mortgage, Assignment of Leases and Rents, Security Agreement and Fixture Filing and an Open-End Mortgage, Assignment of Leases and Rents, Security Agreement and Fixture Filing (collectively, the "Senior Mortgages"); and

WHEREAS, the Issuer's mortgage liens arising under the Fee Mortgage and the Leasehold Mortgage will be subordinate to the Senior Mortgages; and

WHEREAS, neither the Bonds nor the Guaranty shall represent or constitute a general obligation, debt or bonded indebtedness, or a pledge of moneys raised by taxation or the faith and credit of the Issuer, the State or any political subdivision thereof, and the holders of the Bonds shall not be given and shall not have any right to have excises or taxes levied by this Council or the Issuer, or the State or the taxing authority of any political subdivision thereof, for the payment of bond service charges, and the Bonds will be payable solely from Revenues (as defined in the Indenture), amounts payable under the Guaranty (as defined below) and other monies available to the Borrower; and

WHEREAS, amounts due under the Guaranty shall be payable by the Issuer from available revenues, subject to appropriation by this Council; and

WHEREAS, the Act provides, among other things, that, to create or preserve jobs and employment opportunities and to improve the economic welfare of the people of the State, it is in the public interest and a proper public purpose for the State or its political subdivisions, including the Issuer, to guarantee loans to provide moneys for the acquisition, construction, enlargement, improvement, or equipping of property, structures, equipment, and facilities within the State for commerce; and

WHEREAS, the Original Resolution contains certain scrivener's errors, and at the request of the Borrower, this Council now desires to rescind the Original Resolution to correct the scrivener's errors and permit the issuance of the Bonds previously authorized.

NOW THEREFORE, BE IT RESOLVED by the Council of the County of Cuyahoga, Ohio that:

SECTION 1. Definitions.

(a) As used herein, the following capitalized words and terms shall have the following definitions, unless the context or use indicates another or different meaning or intent:

(i) "Clerk" means the Clerk of Council.

(ii) "Completion Guaranty" means that certain Completion Guaranty delivered to the Issuer guaranteeing completion of the Series 2013 Project.

(iii) "County Executive" means the Cuyahoga County Executive.

(iv) "County Prosecutor" means the Prosecuting Attorney of the Issuer.

(v) "Director of Law" means the Director of Law of the Issuer.

(vi) "Developer Guaranty" means that certain Guaranty delivered to the Issuer jointly and severally by Scott A. Wolstein and Iris S. Wolstein, Trustee under a Trust Agreement originally dated October 26, 1995, as amended and restated under an Amended and Restated Trust Agreement dated July 24, 2004, as amended.

(vii) "Fee Mortgage" means that certain Open-End Mortgage, Assignment of Leases and Rents, Security Agreement and Fixture Filing made by the Port Authority for the benefit of the Issuer.

(viii) "Fiscal Officer" means the Cuyahoga County Fiscal Officer, including an interim or acting Fiscal Officer.

(ix) "Guaranteed Bond Service Charges" means, during a Guaranty Period, any interest on or scheduled principal (including mandatory sinking fund installments) of the Bonds remaining payable after the application thereof of all moneys in the Bond Fund.

(x) "Guaranty" means the Guaranty Agreement between the Issuer, the Borrower, and the Trustee, to be dated as of the same date as the Bonds, and as the same may be modified, amended or supplemented from time to time in accordance with its terms.

(xi) "Guaranty Period" means, as the case may be, the Initial Guaranty Period or any Subsequent Guaranty Period.

(xii) "Indenture" means that certain Trust Indenture by and between the Issuer and The Huntington National Bank, as trustee.

(xiii) "Initial Guaranty Period" means the calendar year 2014.

(xiv) "Issuer's Counsel" means the Issuer's outside legal counsel.

(xv) "Leasehold Mortgage" means that certain Open-End Leasehold Mortgage, Assignment of Rents, Security Agreement and Fixture Filing made by the Borrower or an affiliate of Borrower for the benefit of the Issuer.

(xvi) "Original Purchaser" means the "Original Purchaser" as set forth in the Private Placement Agreement.

(xvii) "Payment Date" means any Interest Payment Date or any date on which a scheduled payment of principal or of a mandatory sinking fund installment of the Bonds is due.

(xviii) "Subsequent Guaranty Period" means any calendar year subsequent to the Initial Guaranty Period during which any Bonds remain outstanding and for which all conditions precedent to the renewal of the Guaranty for such year set forth in Section 9 hereof have been met.

(b) All other capitalized terms used herein and those not otherwise defined herein shall have the respective meanings given to them in the Indenture with respect to the Bonds.

(c) Any reference herein to the Issuer, or to any officers or members thereof, shall include those which succeed to their functions, duties or responsibilities pursuant to or by operation of law or who are lawfully performing their functions.

(d) Unless the context shall otherwise indicate, words importing the singular number shall include the plural number, and vice versa, and the terms "hereof," "hereby," "hereto," "hereunder," and similar terms, mean this Bond Resolution.

SECTION 2. Determination of Issuer. This Council hereby finds and determines, based on the information and representations provided by the Borrower and Bond Counsel, that the issuance of the Bonds for the purpose of financing the Series 2013 Project and execution of the Guaranty, in accordance with the terms set forth herein, is consistent with the purposes of the Constitution of the State and the Act and will benefit the people of the Issuer by creating or preserving jobs and employment opportunities and promoting the industrial, commercial and economic development of the Issuer and the State. Provision of the loan to assist in the financing of the Series 2013 Project will require the issuance, sale and delivery of the Bonds.

SECTION 3. Authorization of Bonds. It is hereby determined to be necessary to, and the Issuer shall, issue, sell and deliver, as provided herein and pursuant to the authority of the Act, the Bonds, all in accordance with the provisions of the Loan Agreement between the Issuer and the Borrower (the "Loan Agreement"). The Bonds shall be designated "Taxable Economic Development Revenue Bonds, Series 2013 (Flats East Bank Phase II Project)."

SECTION 4. Terms and Execution of the Bonds. The Bonds shall be issued in the form and denominations, shall be numbered, dated and payable as provided in the Indenture. The Bonds shall mature no later than June 1, 2038, and have such terms, and be subject to mandatory and optional redemption as provided in the Indenture. The Bonds shall bear interest at the rate or rates, as provided in the Indenture. Interest on the Bonds shall be payable at such rate or rates on the Interest Payment Dates until the principal amount has been paid or provided for in full. The Bonds shall bear interest from the most recent date to which interest has been paid or provided for or, if no interest has been paid or provided for, from their date. The Bonds shall be executed on behalf of the Issuer by the manual or facsimile signature of the Fiscal Officer and the County Executive. In case any officer whose signature or a facsimile thereof shall appear on the Bonds shall cease to be such officer before the issuance or delivery of the Bonds, such signature or facsimile thereof shall nevertheless be valid and sufficient for all purposes, the same as if the officer had remained in office until after that time.

The form of the Bonds substantially in the form set forth in Exhibit A to the Indenture, subject to appropriate revisions in order to comply with the provisions of the Indenture, is hereby approved, and when the same shall be executed on behalf of the Issuer by the appropriate officer thereof in the manner contemplated hereby and by the

Indenture, in an aggregate principal amount of up to \$17,000,000, shall represent the approved form of the Bonds.

The Bonds initially shall be issued only in fully registered form as described in the Indenture.

SECTION 5. Authorization of Indenture, Loan Agreement, Guaranty, Private Placement Agreement, and All Other Documents to be Executed by the Issuer. To provide for the issuance and sale of the Bonds, and to better secure the payment of the principal of, and premium, if any, and interest on, the Bonds as the same shall become due and payable, the Fiscal Officer and the County Executive or the Fiscal Officer and the County Executive's Chief of Staff as the County Executive's designee pursuant to Executive Order No. 02011-0002, and each of them, is hereby authorized and directed to execute, acknowledge and deliver in the name and on behalf of the Issuer, the Indenture, the Guaranty, the Loan Agreement, the Bonds, the Private Placement Agreement, and such other agreements (collectively, the "Issuer Documents") in substantially the forms submitted to and approved, as appropriate by Issuer's Counsel, the County Prosecutor's Office and/or the Director of Law, with such changes requested and approved by, as appropriate, the Issuer's Counsel, the County Prosecutor's Office and/or the Director of Law, and any changes not materially inconsistent with this Bond Resolution and not adverse to the Issuer as may be permitted by the Act and approved by the officers executing the same on behalf of the Issuer; provided, however, that any Issuer Document the form of which is not now on file with the Clerk shall be in substantially the form previously delivered by the Issuer in connection with the Issuer's issuance of taxable economic development revenue obligations of the type represented by the Bonds, with such changes as are necessary to reflect the terms of the Bonds and their sale as set forth in this Bond Resolution and the term sheet on file with the Issuer, which are not materially inconsistent with this Bond Resolution and not adverse to the Issuer as may be permitted by the Act and approved by the officers executing the same on behalf of the Issuer. The approval of any changes by said officer, and that such are not adverse to the Issuer, shall be conclusively evidenced by the execution and delivery of such Issuer Documents by such officer.

Each of the Completion Guaranty, the Developer Guaranty, the Fee Mortgage and the Leasehold Mortgage, in substantially the forms submitted to and approved, as appropriate, by Issuer's Counsel, the County Prosecutor's office and/or the Director of Law, with such changes requested and approved, as appropriate, by the Issuer's Counsel, the County Prosecutor's office and/or the Director of Law, and any changes not materially inconsistent with this Bond Resolution and not adverse to the Issuer as may be permitted by the Act, is hereby approved.

The County Executive, the Chief of Staff as authorized designee of the County Executive, the Fiscal Officer, the County Prosecutor's office, the Director of Law and the Clerk are each hereby separately authorized to take any and all actions and to execute

such financing statements, assignments, certificates and other documents and instruments that may be necessary or appropriate in the opinion of Bond Counsel and Issuer's Counsel, in order to effect the issuance of the Bonds and the intent of this Bond Resolution, including taking all actions necessary to complete the sale of the Bonds under the "blue sky" laws of any jurisdiction; provided that the Issuer shall not be required to submit to service of process in connection with any such "blue sky" action in any state except the State. The Clerk, or other appropriate officer of the Issuer, shall certify a true transcript of all proceedings had with respect to the issuance of the Bonds, along with such information from the records of the Issuer as is necessary to determine the regularity and validity of the issuance of the Bonds.

SECTION 6. Sale of Bonds. The Fiscal Officer is hereby authorized to sell the Bonds to the Original Purchaser for a purchase price of not less than 96% of the aggregate principal amount of the Bonds, and with and upon such other terms as are required or authorized by this Resolution, in accordance with law, the provisions of this Resolution and the provisions of the Private Placement Agreement.

The County Executive, the Chief of Staff as authorized designee of the County Executive, the Clerk of this Council and the Fiscal Officer are each hereby authorized and directed to make the necessary arrangements with the Original Purchaser to establish the date, location, procedure and conditions for delivery of the Bonds to the Original Purchaser and to take all steps necessary to effect due execution, authentication and delivery to the Original Purchaser of the Bonds under the conditions of this Bond Resolution and the Indenture.

It is determined by this Council that the price for and the terms of the Bonds, and the sale thereof, all as provided in this Bond Resolution, the Private Placement Agreement, the Loan Agreement and the Indenture, are in compliance with all legal requirements.

SECTION 7. Private Placement Memorandum. The County Executive, the Fiscal Officer and other officials of the County, are authorized, on behalf of the Issuer and in their official capacities, to participate in the preparation of a preliminary Private Placement Memorandum and a final Private Placement Memorandum in connection with the original issuance of the Bonds.

SECTION 8. Covenants of Issuer. In addition to other covenants of the Issuer in this Bond Resolution, the Loan Agreement and the Indenture, the Issuer further covenants and agrees as follows:

(a) Payment of Principal, Premium and Interest. The Issuer will, solely from the Revenues or sources otherwise provided herein and in the Indenture, pay or cause to be paid the principal of, premium, if any, and interest on the Bonds on the dates,

at the places and in the manner provided herein, in the Indenture and in the Bonds, provided, however, that nothing in this Bond Resolution shall be deemed to prohibit the Issuer, of its own volition, from using to the extent it is lawfully authorized to do so, any other resources for the payment of the principal of, premium, if any, and interest on the Bonds and the fulfillment of any other terms, conditions or obligations of the Indenture, this Bond Resolution or the Bonds.

(b) Performance of Covenants, Authority and Actions. The Issuer will at all times observe and perform all agreements, covenants, undertakings, stipulations and provisions contained in the Issuer Documents, and in all proceedings of the Issuer pertaining to the Bonds. The Issuer warrants and covenants based upon opinion of Bond Counsel and representations of the Borrower that the Issuer is, and upon delivery of the Bonds will be, duly authorized by the laws of the State of Ohio, including particularly and without limitation the Act, to issue the Bonds and to execute the Issuer Documents, and all other documents to be executed by it, to provide for the security for payment of the principal of, premium, if any, and interest on the Bonds in the manner and to the extent herein and in the Indenture set forth; that all actions on its part for the issuance of the Bonds and execution and delivery of the Issuer Documents, and all other documents to be executed by the Issuer in connection with the issuance of the Bonds, are binding upon each officer of the Issuer in his or her official capacity as may from time to time have the authority under the law to take such actions as may be necessary to perform all or any part of the duty required by such provision; and each duty of the Issuer and of its officers and employees undertaken pursuant to such proceedings for the Bonds is established as a duty of the Issuer and of each such officer and employee having authority to perform such duty, specifically enjoined by law and resulting from an office, trust or station within the meaning of Section 2731.01 of the Ohio Revised Code, providing for enforcement by writ of mandamus.

SECTION 9. Guaranty.

(a) During the Initial Guaranty Period and any Subsequent Guaranty Period, the Issuer absolutely and unconditionally guarantees to the Trustee for the benefit of the holders of the Bonds the full and timely payment of Guaranteed Bond Service Charges. The obligation of the Issuer under the Guaranty shall not be secured by any pledge of tax revenue.

The Guaranty shall become effective as of its date, and the Initial Guaranty Period shall commence on January 1, 2014. The Initial Guaranty Period and the Guaranty shall terminate on December 31, 2014, unless renewed as set forth below. The amount of the appropriation required for the Guaranty during the Initial Guaranty Period shall be equal to the Guaranteed Bond Service Charges payable during such Guaranty Period. The Guaranty may be renewed in accordance with the terms and conditions set forth herein for Subsequent Guaranty Periods. If the right to renew is exercised, the Guaranty shall be a new Guaranty, and each such new Guaranty shall terminate on the

termination date of the applicable Subsequent Guaranty Period unless it terminates at an earlier date as hereinafter provided in this Section 9. If the Guaranty shall not have terminated previously, then the Guaranty shall terminate at such time as all Guaranteed Bond Service Charges are paid in full by Borrower or any other party on behalf of Borrower.

The Issuer shall be deemed to have exercised its right of renewal for each succeeding Subsequent Guaranty Period if, at or prior to the expiration of the then current Guaranty Period, the Issuer lawfully appropriates sufficient funds to permit the payment of all Guaranteed Bond Service Charges due during the next Subsequent Guaranty Period. The Fiscal Officer shall promptly certify each such appropriation to the Trustee, but no failure to make such certification shall negate the effect of a lawful and sufficient appropriation for the purpose of renewal of the Guaranty.

The Issuer hereby agrees and covenants that the Fiscal Officer shall include an appropriation of sufficient funds to permit the payment of all Guaranteed Bond Service Charges due within the next subsequent Guaranty Period in each annual update to such appropriations set forth in each biennial budget, resolution or ordinance, as the case may be, including without limitation, appropriation of sufficient funds to permit the payment of all Guaranteed Bond Service Charges due in calendar year 2014.

The Issuer currently has no reason to believe that legally available funds in an amount sufficient to pay Guaranteed Bond Service Charges due during each Guaranty Period, including without limitation, the Initial Guaranty Period, cannot be appropriated and obtained.

In the event no funds or insufficient funds are lawfully appropriated to permit the payment of Guaranteed Bond Service Charges due during a Guaranty Period, then the Issuer will immediately notify the Trustee of such occurrence. On the first day following the Payment Date on which the last Guaranteed Bond Service Charges could be paid in full from lawfully appropriated funds, the Guaranty shall terminate without penalty or expense to the Issuer of any kind whatsoever, except as to the portions of Guaranteed Bond Service Charges for Guaranty Periods in which sufficient funds had been lawfully appropriated, but subject to the provision of this Section 9 for reinstatement and renewal of the Guaranty.

If during any Guaranty Period, the Issuer lawfully appropriates sufficient funds to permit the payment of all Guaranteed Bond Service Charges due within a period less than the full term of a subsequent Guaranty Period, the Guaranty shall be deemed renewed for such shorter period and can be successively renewed for periods shorter than the full term of a Subsequent Guaranty Period. The Issuer shall be deemed to have exercised its right to renew for such a period shorter than a Subsequent Guaranty Period if, at or prior to the termination of the current Guaranty Period, there are lawfully appropriated funds enabling the payment of Guaranteed Bond Service Charges for such

shorter period. If the Guaranty is renewed for any period shorter than a Subsequent Guaranty Period, such shorter period shall terminate on the first day of the month following the last Payment Date on which there were funds lawfully appropriated to permit the payment of the Guaranteed Bond Service Charges then due in full.

If a Guaranty Period terminates without a renewal of the Guaranty for a succeeding Guaranty Period and if within thirty (30) days after such date of termination (a) there are lawfully appropriated funds which would have caused the Guaranty to be renewed if the appropriation had occurred prior to the termination of the Guaranty Period; and (b) the Fiscal Officer certifies that there is a balance in the appropriations, which balance is not obligated to pay existing obligations and is available to pay Guaranteed Bond Service Charges during the period for which funds have been lawfully appropriated for the payment thereof, then the Guaranty shall be reinstated and deemed renewed as of the day following the date of termination of the preceding Guaranty Period. If a Payment Date occurs during the period between the date of termination and date of reinstatement of the Guaranty, any Guaranty payment that would have been due on such Payment Date if the Guaranty had not been terminated shall become immediately due on the date the Guaranty is reinstated and shall be payable as soon thereafter as it is practicable for the Issuer to process payment.

(b) In consideration for the Issuer's execution and delivery of the Guaranty, Borrower shall pay the Issuer a fee of \$25,000 plus ten basis points of the amount of the issuance, simultaneously with the issuance and sale of the Bonds.

(c) Provided that the Guaranty has not been terminated and the Issuer has lawfully appropriated sufficient funds to permit the payment of all Guaranteed Bond Service Charges due within the next subsequent Guaranty Period, the Borrower shall agree under the Loan Agreement to repay or cause to be repaid to the Issuer from the Borrower's future Revenues any moneys paid to the Trustee pursuant to the Guaranty with interest and on such other terms and in such form as are consistent with Borrower's obligations under the Loan Agreement and the other related agreements securing the Bonds.

(d) The Indenture shall provide that the Revenues received under the Loan Agreement pledged to payment of the Bonds shall be applied to the following purposes in the following order: (i) provided that the Guaranty has not been terminated and the Issuer has lawfully appropriated sufficient funds to permit the payment of all Guaranteed Bond Service Charges due within the next subsequent Guaranty Period, to the repayment to the Issuer of any amounts paid by the Issuer under the Guaranty and not previously reimbursed to the Issuer, (ii) to the payment of Bond Service Charges on the Bonds; (iii) to the replenishment of the debt service reserve fund established under the Indenture securing the Bonds if such replenishment is necessary after a draw on such fund to restore its balance to the minimum amount required under that Indenture; and (iv) to such other purposes in such priority as shall be set forth in or pursuant to the Indenture.

Notwithstanding the foregoing, however, in the event the Guaranty has been terminated and the Issuer has not lawfully appropriated sufficient funds to permit the payment of all Guaranteed Bond Service Charges due within the next subsequent Guaranty Period, then the Indenture shall provide that the Revenues received under the Loan Agreement pledged to payment of the Bonds shall be applied to the following purposes in the following order: (i) to the payment of Bond Service Charges on the Bonds; (ii) to the replenishment of the debt service reserve fund established under the Indenture securing the Bonds if such replenishment is necessary after a draw on such fund to restore its balance to the minimum amount required under that Indenture; (iii) to the repayment to the Issuer of any amounts paid by the Issuer under the Guaranty and not previously reimbursed to the Issuer and (iv) to such other purposes in such priority as shall be set forth in or pursuant to the Indenture.

(e) The Guaranty shall include the Issuer's representation and warranty that:

(i) The Issuer has full power and authority to deliver, and to execute and perform its obligations under, the Guaranty and to enter into and carry out the transactions contemplated therein;

(ii) such execution, delivery and performance are not in contravention of any resolution of this Council, or any indenture, agreement or undertaking to which the Issuer is a party or by which it or any of its property is bound; and

(iii) the Guaranty has, by proper Council action, been duly authorized, executed and delivered by the Issuer, and all steps necessary have been taken to constitute the Guaranty, when executed and delivered, a valid and binding obligation of the Issuer enforceable in accordance with its terms.

SECTION 10. No Personal Liability. No recourse under or upon any obligation, covenant, acceptance or agreement contained in this Bond Resolution, or in any Bond, or in the Issuer Documents, or under any judgment obtained against the Issuer or by the enforcement of any assessment or by any legal or equitable proceeding by virtue of any constitution or statute or otherwise, or under any circumstances, shall be had against any officer or employee as such, past, present, or future, of the Issuer, either directly or through the Issuer, or otherwise, for the payment for or to the Issuer or any receiver thereof, or for or to any holder of any Bond, or otherwise, of any sum that may be due and unpaid by the Issuer upon any of the Bonds. Any and all personal liability of every nature, whether at common law or in equity, or by statute or by constitution or otherwise, of any such officer or employee, as such, to respond by reason of any act or omission on his or her part, or otherwise, for, directly or indirectly, the payment for or to the Issuer or any receiver thereof, or for or to the owner or any holder of any Bond, or

otherwise of any sum that may remain due and unpaid upon any Bond, shall be deemed to be expressly waived and released as a condition of and consideration for the execution and delivery of the Issuer Documents and the issuance of the Bonds.

SECTION 11. No Debt or Tax Pledge. Anything in this Bond Resolution, the Indenture, the Loan Agreement, the Private Placement Agreement, the Guaranty, the Bonds or any other agreement or instrument to the contrary notwithstanding, neither this Bond Resolution, the Bonds, the Indenture, the Guaranty, the Loan Agreement, nor the Private Placement Agreement shall represent or constitute a debt or pledge of the faith and credit of or the taxing power of the Issuer, and each Bond shall contain on the face thereof a statement to that effect and to the effect that the Bonds shall be paid solely from the Revenues received pursuant to the Loan Agreement and otherwise in accordance with the Indenture.

SECTION 12. Severability. If any section, paragraph or provision of this Bond Resolution shall be held to be invalid or unenforceable for any reason, the invalidity or unenforceability of such section, paragraph or provision shall not affect any of the remaining provisions of this Bond Resolution.

SECTION 13. Rescind. Resolution No. R2013-0093 is hereby rescinded.

SECTION 14. Effective Date. It is necessary that this Bond Resolution become immediately effective for the usual daily operation of the Issuer and the reasons set forth in the preamble. Provided that this Bond Resolution receives the affirmative vote of at least eight members of Council, it shall take effect and be in force immediately upon the earliest occurrence of any of the following: (a) its approval by the County Executive through signature, (b) the expiration of the time during which it may be disapproved by the County Executive under Section 3.10(6) of the Cuyahoga County Charter, or (c) its passage by at least eight members of Council after disapproval pursuant to Section 3.10(7) of the Cuyahoga County Charter. Otherwise, it shall take effect and be in force from and after the earliest period allowed by law.

SECTION 15. Compliance With Open Meeting Requirements. This Council finds and determines that all formal actions of this Council relating to the adoption of this Resolution were adopted in an open meeting of Council, and that all deliberations of this Council and of any of its committees that resulted in those formal actions were in meetings open to the public, in compliance with all legal requirements, including Ohio Revised Code Section 121.22.

On a motion by _____, seconded by _____, the foregoing Resolution was duly adopted.

Yeas:

Nays:

County Council President

Date

County Executive

Date

Clerk of Council

Date

First Reading/Referred to Committee: October 8, 2013

Committee(s) Assigned: Economic Development & Planning

Journal _____
_____, 20__

County Council of Cuyahoga County, Ohio

Resolution No. R2013-0224

| | |
|--|--|
| Sponsored by: County Executive FitzGerald/Department of Development | A Resolution authorizing the issuance and sale of County of Cuyahoga, Ohio Taxable Economic Development Revenue Bonds, Series 2013B (Westin Cleveland Hotel Project) in an aggregate principal amount not-to-exceed \$6,000,000.00 for the purpose of providing moneys to pay costs of a “Project” within the meaning of Ohio Revised Code Chapter 165; authorizing the preparation and use of a preliminary official statement; authorizing the preparation, execution and use of an official statement; approving and authorizing the execution of a cooperative agreement, a bond purchase agreement, a bond registrar agreement and a continuing disclosure agreement; authorizing other actions related to the issuance of the bonds; and declaring the necessity that this Resolution become immediately effective. |
|--|--|

WHEREAS, the County of Cuyahoga, Ohio (the “County”), a county and political subdivision of the State of Ohio (the “State”), is authorized and empowered, by virtue of the laws of the State of Ohio, including, without limitation, Article VIII, Section 13 of the Ohio Constitution and Ohio Revised Code Chapter 165 (the “Act”), among other things, to issue its revenue bonds for the purpose of financing “projects” as defined in the Act, that create or preserve jobs and employment opportunities and improve the economic welfare of the people of the County and of the State; and

WHEREAS, the County has determined that it is necessary and desirable to issue its Taxable Economic Development Revenue Bonds, Series 2013B (Westin Cleveland Hotel Project) (the “Bonds”) to create and preserve jobs and employment opportunities and improve the economic welfare of the people of the County and the State, by providing funding for Optima 777, LLC to finance a project as defined in the Act consisting of the renovation and improvement of a 484-room hotel, adjacent parking and other necessary appurtenances (the “Project”), fund a reserve account and pay certain costs of issuance in connection with such Bonds; and

WHEREAS, the Cuyahoga County Community Improvement Corporation (the “CIC”) has certified to the County that the Project is in accordance with the plan for the industrial, commercial, distribution and research development of the County heretofore confirmed by the County pursuant to Ohio Revised Code Section 1724.10;

NOW, THEREFORE, BE IT RESOLVED BY THE COUNTY COUNCIL OF CUYAHOGA COUNTY, OHIO:

SECTION 1. DEFINITIONS AND INTERPRETATION. In addition to the words and terms elsewhere in this Resolution, unless the context or use clearly indicates another or different meaning or intent:

“*Act*” means Ohio Revised Code Chapter 165.

“*Authorized Denominations*” means the denomination of \$5,000 or any integral multiple thereof.

“*Bond Counsel*” means Benesch, Friedlander, Coplan & Aronoff, LLP.

“*Bond proceedings*” means, collectively, this Resolution, the Final Terms Certificate, the Bond Purchase Agreement, the Bond Registrar Agreement, the Continuing Disclosure Agreement and such other proceedings of the County, including the Bonds, that provide collectively for, among other things, the rights of registered owners of the Bonds.

“*Bond Purchase Agreement*” means the Bond Purchase Agreement between the County and the Original Purchaser authorized by this Resolution.

“*Bond Register*” means all the books and records necessary for the registration, exchange and transfer of the Bonds as provided in this Resolution and the Bond Registrar Agreement.

“*Bond Registrar*” means a bank or trust company authorized to do business in the State and designated by the Fiscal Officer in the Final Terms Certificate as the initial authenticating agent, bond registrar, transfer agent and paying agent until a successor Bond Registrar shall have become such pursuant to the provisions of this Resolution and the Bond Registrar Agreement and, thereafter, “*Bond Registrar*” shall mean the successor Bond Registrar.

“*Bond Registrar Agreement*” means the Bond Registrar Agreement between the County and the Bond Registrar as authorized by this Resolution.

“*Bond Service Charges*” means the principal (at stated maturity or by redemption), premium (if any) and interest required to be paid by the County on the Bonds.

“*Bond Service Fund*” means the Westin Cleveland Hotel Bond Service Fund, and the Bond Service Account and the Bond Reserve Account therein, authorized and established by this Resolution and any additional accounts created therein.

“*Bonds*” means the Taxable Economic Development Revenue Bonds, Series 2013B (Westin Cleveland Hotel Project) authorized by this Resolution.

“*Book entry form*” or “*book entry system*” means a form or system under which (a) the ownership of beneficial interests in Bonds and the Bond Service Charges on the Bonds may be transferred only through a book entry, and (b) physical Bond certificates in fully registered form are issued by the County only to a Depository or its nominee as registered owner, with the Bonds “immobilized” in the custody of the Depository. The book entry maintained by an entity other than the County is the record that identifies the owners of beneficial interests in those Bonds and that principal and interest.

“*Brownfield Bonds*” means, collectively, the County’s Taxable Economic Development Revenue Refunding Bonds, Series 2004C (Brownfield Redevelopment Project) and Taxable Economic Development Revenue Bonds, Series 2010A (Brownfield Redevelopment Project), all issued pursuant to the Brownfield Indenture.

“*Brownfield Indenture*” means the Trust Indenture dated as of October 1, 1988, as amended by the First Supplemental Trust Indenture dated as of February 1, 2004 and the Second Supplemental Trust Indenture dated as of September 1, 2010, each between the County and the Brownfield Trustee.

“*Brownfield Revenues*” means the Project Revenues as defined in the Brownfield Indenture.

“*Brownfield Trustee*” means The Huntington National Bank, as trustee under the Brownfield Indenture, and its successors and assigns.

“*Charter*” means the Charter of the County.

“*City*” means the City of Cleveland, Ohio.

“*City Payments*” means the payments to be made by the City to the County pursuant to the Cooperative Agreement.

“*Clerk*” means the Clerk of the Council.

“*Closing Date*” means the date of physical delivery of, and payment of the purchase price for, the Bonds.

“*Code*” means the Internal Revenue Code of 1986, the regulations (whether temporary or final) under that Code or the statutory predecessor of that Code, and any amendments of, or successor provisions to, the foregoing and any official rulings,

announcements, notices, procedures and judicial determinations regarding any of the foregoing, all as and to the extent applicable. Unless otherwise indicated, reference to a Section of the Code includes any applicable successor section or provision and such applicable Regulations, rulings, announcements, notices, procedures and determinations pertinent to that Section.

“Commercial Redevelopment Bonds” means the County’s Taxable Economic Development Revenue Bonds, Series 2010B (Commercial Redevelopment Fund Project), issued pursuant to the Commercial Redevelopment Indenture.

“Commercial Redevelopment Indenture” means the Trust Indenture dated as of September 1, 2010 between the County and the Commercial Redevelopment Trustee.

“Commercial Redevelopment Revenues” means the Project Revenues as defined in the Commercial Redevelopment Indenture.

“Commercial Redevelopment Trustee” means The Huntington National Bank, as trustee under the Commercial Redevelopment Indenture, and its successors and assigns.

“Continuing Disclosure Agreement” means, the Continuing Disclosure Agreement authorized by this Resolution.

“Cooperative Agreement” means the Cooperative Agreement by and among the County, the City and the Developer authorized by this Resolution.

“Council” means the County Council of the County.

“County” means the County of Cuyahoga, Ohio.

“County Executive” means the County Executive of the County; provided, for purposes of the signing of documents, certificates and other instruments other than the Bonds and the Official Statement, County Executive includes the County Executive’s Chief of Staff as the County Executive’s designee pursuant to Executive Order No. 02011-0002.

“Coverage Computation Period” means the three most recent calendar years preceding the date of the certification required by Section 9(b).

“Coverage Ratio” means 150%.

“Depository” means any securities depository that is a clearing agency under federal law operating and maintaining, with its Participants or otherwise, a book entry system to record ownership of beneficial interests in Bonds or the principal and interest, and to effect transfers of Bonds, in book entry form, and includes and means initially The Depository Trust Company (a limited purpose trust company), New York, New York.

“*Developer*” means Optima 777, LLC, a Delaware limited liability company.

“*Director of Law*” means the Director of Law of the County.

“*Fiduciary Fund*” means the Westin Cleveland Hotel Fiduciary Fund authorized and established by this Resolution.

“*Final Terms Certificate*” means the Final Terms Certificate authorized by this Resolution to be signed by the Fiscal Officer.

“*Fiscal Officer*” means the Fiscal Officer of the County, including an interim or acting Fiscal Officer.

“*Funds*” means, collectively, the Treasurer Account and the Bond Service Fund.

“*Gateway Bonds*” means, collectively, the County’s Taxable Economic Development Revenue Bonds, Series 1992A (Gateway Arena Project), Taxable Economic Development Revenue Refunding Bonds, Series 2004A (Gateway Arena Project) and Taxable Economic Development Revenue Refunding Bonds, Series 2010C (Gateway Arena Project), all issued pursuant to the Gateway Indenture.

“*Gateway Indenture*” means the Master Indenture dated as of September 15, 1992, as amended and supplemented by the First Supplemental Trust Indenture dated as of September 15, 1992, the Second Supplemental Trust Indenture dated as of September 15, 1992, the Third Supplemental Trust Indenture dated as of February 1, 1994, the Fourth Supplemental Trust Indenture dated as of February 1, 2004 and the Fifth Supplemental Trust Indenture dated as of September 1, 2010, each between the County and the Gateway Trustee.

“*Gateway Revenues*” means the Revenues as defined in the Gateway Indenture.

“*Gateway Trustee*” means The Bank of New York Mellon Trust Company, N.A., as trustee under the Gateway Indenture, and its successors and assigns.

“*Interest Payment Dates*” means June 1 and December 1 of each year that the Bonds are outstanding, commencing December 1, 2013 unless otherwise determined by the Fiscal Officer in the Final Terms Certificate.

“*Mandatory Redemption*” means the obligation to redeem Term Bonds as provided in Section 4(e)(i) and the Final Terms Certificate.

“*Medical Mart/Convention Center Bonds*” means, collectively, the County’s Recovery Zone Economic Development Revenue Bonds, Series 2010E (Medical Mart/Convention Center Project), Recovery Zone Facility Economic Development Revenue Bonds, Series 2010F (Medical Mart/Convention Center Project) and Taxable Economic Development Revenue Bonds, Series 2010G (Medical Mart/Convention Center Project), all issued pursuant to the Medical Mart/Convention Center Indenture.

“Medical Mart/Convention Center Indenture” means the Trust Indenture dated as of December 1, 2010 between the County and the Medical Mart/Convention Center Trustee.

“Medical Mart/Convention Center Revenues” means the Project Revenues as defined in the Medical Mart/Convention Center Indenture.

“Medical Mart/Convention Center Trustee” means U.S. Bank National Association as trustee under the Medical Mart/Convention Center Indenture, and its successors and assigns.

“Nontax Revenues” means all moneys of the County that are not raised by taxation, to the extent available for payment of Bond Service Charges on the Bonds, including, but not limited to the following: (a) charges for services and payments received in reimbursement for services; (b) payments in lieu of taxes now or hereafter authorized by State statute; (c) fines and forfeitures; (d) fees from properly imposed licenses and permits; (e) investment earnings on any funds of the County that are credited to the County’s General Fund; (f) proceeds from the sale of assets; (g) rental income; (h) grants from the United States of America and the State; (i) gifts and donations; and (j) Project Revenues; provided that Nontax Revenues do not include the Brownfield Revenues, the Commercial Redevelopment Revenues, the Gateway Revenues or Medical Mart/Convention Center Revenues.

“Official Statement” means, as appropriate, the preliminary official statement or the final official statement authorized by this Resolution.

“Original Purchaser” means Stifel, Nicolaus & Company, Incorporated.

“Parity Obligations” means, collectively, the Brownfield Bonds, the Commercial Redevelopment Bonds, the Gateway Bonds and the Medical Mart/Convention Center Bonds, and any bonds, notes or other obligations of or guaranties by the County secured by a pledge of the Nontax Revenues on a parity with or prior to the Bonds, except that such Parity Obligations shall not be secured by the Project Revenues.

“Participant” means any participant contracting with a Depository under a book entry system and includes security brokers and dealers, banks and trust companies, and clearing corporations.

“Principal Payment Dates” means the Principal Payment Dates determined by the Fiscal Officer in the Final Terms Certificate.

“Payment Dates” means the Interest Payment Dates and the Principal Payment Dates.

“Project” means the renovation and improvement of a 484-room full service hotel, adjacent parking and other necessary appurtenances located at 777 St. Clair Avenue in the City of Cleveland.

“*Project Revenues*” means any money and investments on deposit in the Funds and all income and profit from the investment thereof.

“*Prosecuting Attorney*” means the Prosecuting Attorney of the County.

“*Register*” means all books and records necessary for the registration, exchange and transfer of Bonds as provided by this Resolution.

“*Rule*” means Rule 15c2-12 promulgated by the SEC pursuant to the Securities Exchange Act of 1934.

“*SEC*” means the Securities and Exchange Commission.

“*Serial Bonds*” means those Bonds, if any, designated as such and maturing on the Principal Payment Dates set forth in the Final Terms Certificate.

“*State*” means the State of Ohio.

“*Term Bonds*” means those Bonds designated as such and maturing on the Principal Payment Dates set forth in the Final Terms Certificate.

“*Treasurer Account*” means the Westin Cleveland Hotel Treasurer Account authorized and established by this Resolution.

SECTION 2. DETERMINATIONS BY COUNCIL. This Council finds and determines that the Project (i) based on the certification of the CIC, is a “project” as defined in the Act and is consistent with the purposes of Article VIII, Section 13 of the Ohio Constitution and (ii) will benefit the people of the County and of the State by creating and preserving jobs and employment opportunities and improving the economic welfare of the people of the County and the State.

SECTION 3. AUTHORIZED PRINCIPAL AMOUNT AND PURPOSE; APPLICATION OF PROCEEDS. It is necessary and determined to be in the County’s best interest to issue the Bonds in an aggregate principal amount not to exceed \$6,000,000 to pay costs of the Project, fund a reserve account and pay costs of the issuance of the Bonds. The aggregate principal amount of the Bonds to be issued to provide sufficient funds for those purposes (not to exceed \$6,000,000) shall be determined by the Fiscal Officer in the Final Terms Certificate. The Bonds shall be issued pursuant to this Resolution, the Final Terms Certificate, Article VIII, Section 13 of the Ohio Constitution and the Act. The proceeds from the sale of the Bonds received by the County shall be deposited into the Treasurer Account and shall be used as provided in the Cooperative Agreement. The proceeds of the sale of the Bonds are appropriated for such purpose.

SECTION 4. DENOMINATIONS; DATING; PRINCIPAL AND INTEREST PAYMENT AND REDEMPTION PROVISIONS.

The Bonds shall be issued in one lot and only as fully registered bonds, in Authorized Denominations, but in no case as to a particular maturity date exceeding the principal amount maturing on that date. The Bonds shall be dated as of the Closing Date.

(a) Interest Rates and Payment Dates. The Bonds shall bear interest at the rate or rates (computed on a twelve 30-day months/360-day year basis), as shall be determined by the Fiscal Officer in the Final Terms Certificate, subject to subsection (c) of this Section. Interest on the Bonds shall be payable at such rate or rates on the Interest Payment Dates until the principal amount has been paid or provided for in full. The Bonds shall bear interest from the most recent date to which interest has been paid or provided for or, if no interest has been paid or provided for, from their date.

(b) Principal Payment Schedule. The Bonds shall mature on the Principal Payment Dates determined by the Fiscal Officer in the Final Terms Certificate.

Consistent with the foregoing and in accordance with his determination of the best interest of and financial advantages to the County, the Fiscal Officer shall specify in the Final Terms Certificate (i) the aggregate principal amount of Bonds, to be issued as Serial Bonds, the Principal Payment Date or Dates on which those Serial Bonds, if any, shall be stated to mature and the principal amount thereof that shall be stated to mature on each such Principal Payment Date and (ii) the aggregate principal amount of the Bonds, to be issued as Term Bonds, if any, the Principal Payment Date or Dates on which those Term Bonds shall be stated to mature and the dates and amounts of Mandatory Redemption applicable to those Term Bonds.

(c) Condition for Establishment of Interest Rates. The net interest rate for the Bonds determined by taking into account the Principal Payment Dates and the principal amounts due on the Bonds (at stated maturity or by Mandatory Redemption) shall not exceed 9% per year.

(d) Payment of Bond Service Charges. The principal of and interest on the Bonds shall be payable in lawful money of the United States of America without deduction for the services of the Bond Registrar as paying agent. Principal of the Bonds shall be payable when due upon presentation and surrender of the Bonds at the designated office of the Bond Registrar. Interest on a Bond shall be paid on each Interest Payment Date by check or draft mailed to the person in whose name the Bond was registered, and to that person's address appearing, on the Bond Register at the close of business on the 15th day of the calendar month next preceding that Interest Payment Date. Notwithstanding the foregoing, if and so long as the Bonds are issued in a book entry system, principal of and interest and any premium on the Bonds shall be payable in the manner provided in any agreement entered into by the Fiscal Officer or the County Executive, in the name and on behalf of the County, in connection with the book entry system.

(e) Redemption Provisions. The Bonds shall be subject to redemption prior to stated maturity as follows:

(i) *Mandatory Redemption.* If any of the Bonds are issued as Term Bonds, the Term Bonds shall be subject to and redeemed pursuant to mandatory redemption on the Principal Payment Dates set forth in the Final Terms Certificate at a price equal to 100% of the principal amount of the Term Bonds to be redeemed.

The County shall have the option to deliver to the Bond Registrar for cancellation Term Bonds in any aggregate principal amount and to receive a credit against the then current or any subsequent Mandatory Redemption for the Term Bonds so delivered. That option shall be exercised by the County on or before the 15th day preceding any Mandatory Redemption with respect to which the County wishes to obtain a credit, by furnishing the Bond Registrar a certificate, signed by the Fiscal Officer, setting forth the extent of the credit to be applied with respect to the current or any subsequent Mandatory Redemption for the Term Bonds. If the certificate is not timely furnished to the Bond Registrar, the current Mandatory Redemption shall not be reduced. A credit against the then current or any subsequent Mandatory Redemption also shall be received by the County for any Term Bonds which prior thereto have been redeemed (other than by Mandatory Redemption) or purchased for cancellation and canceled by the Bond Registrar, to the extent not applied theretofore as a credit against any Mandatory Redemption for the Term Bonds so redeemed or purchased and canceled.

Each Term Bond so delivered, or previously redeemed, or purchased and canceled, shall be credited by the Bond Registrar at 100% of the principal amount thereof against the then current or subsequent Mandatory Redemption for the Term Bonds so delivered, redeemed or purchased and canceled.

(ii) *Optional Redemption.* Certain maturities of Bonds may be subject to redemption by and at the sole option of the County, in whole or in part, on the dates, in the years and at the redemption prices (expressed as a percentage of the principal amount to be redeemed), plus accrued interest to the redemption date, all to be determined by the Fiscal Officer in the Final Terms Certificate.

Certain maturities of the Bonds may be subject to redemption by and at the sole option of the County, in whole or in part, on the dates, in the years and at a redemption price that will make the owner of such Bonds whole for the early redemption, all to be determined by the Fiscal Officer in the Final Terms Certificate.

If optional redemption of Term Bonds is to take place as of the date of any Mandatory Redemption applicable to those Term Bonds, the Term Bonds, or portions thereof, to be redeemed optionally shall be selected by lot prior to the

selection by lot of the Term Bonds of the same maturity to be redeemed by operation of the Mandatory Redemption on that date. The Bonds to be redeemed pursuant to this paragraph shall be redeemed only upon written notice from the Fiscal Officer to the Bond Registrar, given upon the direction of this Board by adoption of a resolution. That notice shall specify the redemption date and the principal amount of each maturity of Bonds to be redeemed, and shall be given at least 45 days prior to the redemption date or such shorter period as shall be acceptable to the Bond Registrar.

There shall be deposited with the Bond Registrar on or prior to the redemption date, money that, in addition to any other money available therefore and held by the Bond Registrar, will be sufficient to redeem the Bonds for which notice of redemption has been given.

(iii) *Partial Redemption.* If fewer than all of the Bonds are called for optional redemption at one time, they shall be called as selected by, and in a manner determined by the County. If fewer than all Bonds of a single maturity are to be redeemed, the selection of the Bonds to be redeemed, or portions thereof in Authorized Denominations, shall be made by the Bond Registrar by lot in a manner determined by the Bond Registrar. In the case of partial redemption of Bonds by lot when Bonds in denominations greater than \$5,000 are then outstanding, each \$5,000 unit of principal shall be treated as if it were a separate Bond of the denomination of \$5,000. If it is determined that one or more, but not all, of the \$5,000 units of principal amount represented by a Bond are to be called for redemption, then upon notice of a redemption of a \$5,000 unit or units, the registered owner of that Bond shall surrender the Bond to the Bond Registrar (i) for payment of the redemption price of the \$5,000 unit or units called for redemption (including accrued interest to the redemption date), and (ii) issuance, without charge to the registered owner, of a new Bond or Bonds of any Authorized Denomination in an aggregate principal amount equal to the unmatured and unredeemed portion, and bearing interest at the same rate and maturing on the same date as, the Bond surrendered.

(iv) *Notice of Redemption.* The notice of the call for redemption of Bonds shall identify (A) by designation, letters, numbers or other distinguishing marks, the Bonds or portions thereof to be redeemed, (B) the redemption price to be paid, (C) the date fixed for redemption, and (D) the place or places where the amounts due upon redemption are payable. The notice shall be given by the Bond Registrar on behalf of the County by mailing a copy of the redemption notice by first class mail, postage prepaid, at least 30 days prior to the date fixed for redemption, to the registered owner of each Bond subject to redemption in whole or in part at the registered owner's address shown on the Bond Register at the close of business on the fifteenth day preceding that mailing. Failure to receive notice by mail or any defect in that notice regarding any Bond, however, shall not affect the validity of the proceedings for the redemption of any Bond.

(v) *Payment of Redeemed Bonds.* Notice having been mailed in the manner provided in the preceding paragraph hereof, the Bonds and portions thereof called for redemption shall become due and payable on the redemption date, and, upon presentation and surrender thereof at the place or places specified in that notice, shall be paid at the redemption price, plus interest accrued to the redemption date. If money for the redemption of all of the Bonds and portions thereof to be redeemed, together with interest accrued thereon to the redemption date, is held by the Bond Registrar on the redemption date, so as to be available therefore on that date and, if notice of redemption has been deposited in the mail as aforesaid, then from and after the redemption date those Bonds and portions thereof called for redemption shall cease to bear interest and no longer shall be considered to be outstanding. If that money shall not be so available on the redemption date, or that notice shall not have been deposited in the mail as aforesaid, those Bonds and portions thereof shall continue to bear interest, until they are paid, at the same rate as they would have borne had they not been called for redemption. All money held by the Bond Registrar for the redemption of particular Bonds shall be held in trust for the account of the registered owners thereof and shall be paid to them, respectively, upon presentation and surrender of those Bonds.

SECTION 5. SIGNING AND AUTHENTICATION OF BONDS; APPOINTMENT AND DUTIES OF BOND REGISTRAR. The Bonds shall be signed by the Fiscal Officer and the County Executive, in the name of the County and in their official capacities, provided that any or all of those signatures may be a facsimile. The Bonds shall be issued in the Authorized Denominations and numbers as requested by the Original Purchaser and approved by the Fiscal Officer, shall be numbered as determined by the Fiscal Officer, and shall express upon their faces the purpose, in summary terms, for which they are issued and that they are issued pursuant to this Resolution.

The Bond Registrar Agreement now on file with the Clerk is approved. The Fiscal Officer and the County Executive are hereby authorized to sign and deliver, in the name and on behalf of the County, the Bond Registrar Agreement with any changes or amendments that are not inconsistent with this Resolution, are not materially adverse to the County, and are approved by the Fiscal Officer and the County Executive, all of which shall be conclusively evidenced by the signing of the Bond Purchase Agreement by the Fiscal Officer and the County Executive.

No Bond shall be valid or obligatory for any purpose or shall be entitled to any security or benefit under the Bond proceedings unless and until the certificate of authentication printed on the Bond is signed by the Bond Registrar as authenticating agent. Authentication by the Bond Registrar shall be conclusive evidence that the Bond so authenticated has been duly issued, signed and delivered under, and is entitled to the security and benefit of, the Bond proceedings. The certificate of authentication may be signed by any authorized officer or employee of the Bond Registrar or by any other person acting as an agent of the Bond Registrar and approved by the Fiscal

Officer on behalf of the County. The same person need not sign the certificate of authentication on all of the Bonds.

SECTION 6. REGISTRATION; TRANSFER AND EXCHANGE; BOOK ENTRY SYSTEM.

(a) Register. So long as any of the Bonds remain outstanding, the County will cause the Bond Registrar to maintain and keep at its designated corporate trust office, the Register. Except for purposes of the Continuing Disclosure Agreement, the person in whose name a Bond is registered on the Register shall be regarded as the absolute owner of that Bond for all purposes of the Bond proceedings. Payment of the Bond Service Charges on any Bond shall be made only to or upon the order of that person; neither the County nor the Bond Registrar shall be affected by any notice to the contrary, but the registration may be changed as provided in this Section. All such payments shall be valid and effectual to satisfy and discharge the County's liability upon the Bond, including interest, to the extent of the amount or amounts so paid.

(b) Transfer and Exchange. Any Bond may be exchanged for Bonds of any authorized denomination upon presentation and surrender at the office of the Bond Registrar, together with a request for exchange signed by the registered owner or by a person legally empowered to do so in a form satisfactory to the Bond Registrar. A Bond may be transferred only on the Bond Register upon presentation and surrender of the Bond at that office of the Bond Registrar, together with an assignment signed by the registered owner or by a person legally empowered to do so in a form satisfactory to the Bond Registrar. Upon exchange or transfer the Bond Registrar shall complete, authenticate and deliver a new Bond or Bonds of any authorized denomination or denominations requested by the owner equal in the aggregate to the unmatured principal amount of the Bond surrendered and bearing interest at the same rate and maturing on the same date.

If manual signatures on behalf of the County are required, the Bond Registrar shall undertake the exchange or transfer of Bonds only after the new Bonds are signed by the authorized officers of the County. In all cases of Bonds exchanged or transferred, the County shall provide for the signing and the Bond Registrar shall authenticate and deliver Bonds in accordance with the provisions of the Bond proceedings. The exchange or transfer shall be without charge to the owner, except that the County and Bond Registrar may make a charge sufficient to reimburse them for any tax or other governmental charge required to be paid with respect to the exchange or transfer. The County or the Bond Registrar may require that those charges, if any, be paid before the procedure is begun for the exchange or transfer. All Bonds issued and authenticated upon any exchange or transfer shall be valid obligations of the County, evidencing the same debt, and entitled to the same security and benefit under the Bond proceedings, as the Bonds surrendered upon that exchange or transfer. Neither the County nor the Bond Registrar shall be required to make any exchange or transfer of (i) Bonds then subject to call for redemption between the 15th day preceding the mailing of notice by the Bond Registrar of Bonds to be redeemed

and the date of that mailing, or (ii) any Bond selected for redemption, in whole or in part.

(c) Book Entry System. The Bonds may be issued to a Depository for use in a book entry system and, if and as long as a book entry system is utilized, (i) the Bonds may be issued in the form of a single, fully registered Bond representing each maturity and registered in the name of the Depository or its nominee, as registered owner, and immobilized in the custody of the Depository; (ii) the book entry interest owners in book entry form shall have no right to receive Bonds in the form of physical securities or certificates; (iii) ownership of beneficial interests in book entry form shall be shown by book entry on the system maintained and operated by the Depository and its Participants, and transfers of the ownership of beneficial interests shall be made only by book entry by the Depository and its Participants; and (iv) the Bonds as such shall not be transferable or exchangeable, except for transfer to another Depository or to another nominee of a Depository, without further action by the County.

If any Depository determines not to continue to act as a Depository for the Bonds for use in a book entry system, the Fiscal Officer and the Bond Registrar may attempt to establish a securities depository/book entry relationship with another qualified Depository. If the Fiscal Officer and the Bond Registrar do not or are unable to do so, the Fiscal Officer and the Bond Registrar, after making provision for notification of the book entry interest owners by the then Depository and any other arrangements deemed necessary, shall permit withdrawal of the Bonds from the Depository, and shall cause bond certificates in registered form and Authorized Denominations to be authenticated by the Bond Registrar and delivered to the assigns of the Depository or its nominee, all at the cost and expense (including any costs of printing), if the event is not the result of County action or inaction, of those persons requesting such issuance.

The Fiscal Officer and the Bond Registrar are hereby authorized and directed, to the extent necessary or required, to enter into any agreements, in the name and on behalf of the County, that the Fiscal Officer determines to be necessary in connection with a book entry system for the Bonds, after determining that the signing thereof will not endanger the funds or securities of the County.

SECTION 7. SALE OF THE BONDS. The Fiscal Officer is hereby authorized to sell the Bonds at a private sale to the Original Purchaser for a purchase price of not less than 95% of the aggregate principal amount of the Bonds, and with and upon such other terms as are required or authorized by this Resolution to be specified in the Final Terms Certificate, in accordance with law, the provisions of this Resolution and the Bond Purchase Agreement.

The Bond Purchase Agreement in the form now on file with the Clerk is approved. The Fiscal Officer and County Executive are hereby authorized to sign and deliver, in the name and on behalf of the County, the Bond Purchase Agreement with any changes or amendments that are not inconsistent with this Resolution, are not materially adverse to the County, and are approved by the Fiscal Officer and the

County Executive, all of which shall be conclusively evidenced by the signing of the Bond Purchase Agreement by the Fiscal Officer and the County Executive.

The Fiscal Officer shall sign and deliver the Final Terms Certificate and shall cause the Bonds to be prepared and signed and delivered, together with a true transcript of proceedings with reference to the issuance of the Bonds, to the Original Purchaser upon payment of the purchase price. Any member of this Council, the County Executive, the Clerk, the Fiscal Officer, the Prosecuting Attorney, the Director of Law and other County officials, as appropriate, are each authorized and directed to sign any transcript certificates, financial statements and other documents and instruments and to take such actions as are necessary or appropriate to consummate the transactions contemplated by this Resolution.

SECTION 8. OFFICIAL STATEMENT, RATING, BOND INSURANCE AND CONTINUING DISCLOSURE.

(a) Official Statement. The County Executive, the Fiscal Officer and other officials of the County are authorized, on behalf of the County and in their official capacities, to prepare or cause to be prepared a preliminary official statement in connection with the original issuance of the Bonds, and to determine and certify or otherwise represent when that preliminary official statement is to be “deemed final” (except for permitted omissions) for purposes of paragraph (b)(i) of the Rule and authorize the use and distribution of the preliminary official statement. Those officials are further authorized to modify and change the preliminary official statement in order for it to be a final official statement for purposes of paragraphs (b)(3) and (4) of the Rule and to certify or represent such, use and distribute the final official statement and modify, change or supplement the final official statement as necessary or desirable. The County Executive and the Fiscal Officer are further authorized to sign, on behalf of the County and in their official capacities, the final official statement.

(b) Application for Rating, Credit Enhancement or Bond Insurance. If, in the judgment of the Fiscal Officer, the filing of an application for (i) a rating on the Bonds by one or more nationally recognized rating agencies, or (ii) a policy of insurance or other credit enhancement facility from a company or companies to better assure the payment of the Bond Service Charges on the Bonds, is in the best interest of and financially advantageous to the County, the Fiscal Officer is authorized to prepare and submit those applications, to provide to each such agency or company such information as may be required for that purpose, to determine whether to obtain such rating or policy, and to provide for the payment of the cost of obtaining each such rating or policy, except to the extent paid by the Original Purchaser in accordance with the Bond Purchase Agreement, from the proceeds of the Bonds to the extent available and otherwise from any other funds lawfully available and that are appropriated or shall be appropriated for that purpose. To the extent the Fiscal Officer has taken such actions, those actions are hereby ratified and confirmed.

(c) Continuing Disclosure Agreement. For the benefit of the owners and beneficial owners from time to time of the Bonds, the County agrees, as the only obligated person with respect to the Bonds under the Rule, to provide or cause to be provided such financial information and operating data, audited financial statements and notices, in such manner, as may be required for purposes of the Rule.

The Continuing Disclosure Agreement in the form now on file with the Clerk is approved. The Fiscal Officer is authorized and directed to complete, sign and deliver, in the name and on behalf of the County, the Continuing Disclosure Agreement with such changes that are not inconsistent with this Resolution, are not materially adverse to the County, and are approved by the Fiscal Officer, all of which shall be conclusively evidenced by the signing of the Continuing Disclosure Agreement by the Fiscal Officer.

The Fiscal Officer is further authorized and directed to establish procedures in order to ensure compliance by the County with its Continuing Disclosure Agreement, including timely provision of information and notices as described above. Prior to making any filing in accordance with the Continuing Disclosure Agreement or providing notice of the occurrence of any other events pursuant to the Continuing Disclosure Agreement, the Fiscal Officer shall consult with and obtain legal advice from, as appropriate, the Prosecuting Attorney, the Director of Law and bond or other qualified independent special counsel selected by the County. The Fiscal Officer, acting in the name and on behalf of the County, shall be entitled to rely upon any such legal advice in determining whether a filing should be made.

The performance by the County of its obligations pursuant to the Continuing Disclosure Agreement shall be subject to the appropriation of funds necessary for such performance.

SECTION 9. SECURITY FOR THE BONDS; COVENANTS AND REPRESENTATIONS; COOPERATIVE AGREEMENT.

(a) Special Obligations. The Bonds are special obligations of the County, and the Bond Service Charges are payable solely from the Nontax Revenues, and such payment is secured by a pledge of the Nontax Revenues. The County hereby covenants and agrees that it shall appropriate in its appropriation measure for each year the Bonds are outstanding Nontax Revenues in an amount sufficient to pay all Bond Service Charges due and payable in that year. The County further covenants and agrees that it shall deposit from time to time Nontax Revenues into the Bond Service Fund sufficient, together with amounts then on deposit in the Bond Service Fund, to pay the Bond Service Charges when due.

The payments due hereunder and under the Bonds are payable solely from Nontax Revenues, which Nontax Revenues are determined by this Council as money that is not raised by taxation. The Bonds are not secured by an obligation or pledge of any money raised by taxation. The Bonds do not and shall not represent or constitute a

debt or pledge of the faith or credit or taxing power of the County, and the owners of the Bonds have no right to have taxes levied by the County for the payment of the Bond Service Charges.

Nothing herein shall be construed as requiring the County to use or apply to the payment of principal and interest on the Bonds any funds or revenues from any source other than Nontax Revenues. Nothing herein, however, shall be deemed to prohibit the County, of its own volition, from using, to the extent that it is authorized by law to do so, any other resources for the fulfillment of any of the terms, conditions or obligations of this Resolution or of the Bonds.

(b) Covenant Regarding Parity Obligations. The County covenants that, so long as any of the Bonds are outstanding, it shall not issue any Parity Obligations unless prior to the enactment of legislation authorizing such Parity Obligations the Fiscal Officer shall have certified to this Council that the average Nontax Revenues during the Coverage Computation Period, adjusted to reflect, if appropriate or necessary, changes in the rates or charges resulting in the Nontax Revenues, will aggregate in amount not less than the Coverage Ratio of the highest amount due in any succeeding year of (i) Bond Service Charges and (ii) required payments on the proposed Parity Obligations and all outstanding Parity Obligations.

(c) Cooperative Agreement. The Cooperative Agreement on file with this Council is approved. The Fiscal Officer and the County Executive are authorized to sign and deliver, in the name and on behalf of the County, the Cooperative Agreement with any changes that are not inconsistent with this Resolution, are not materially adverse to the County and are approved by the Fiscal Officer and the County Executive, all of which shall be conclusively evidenced by the signing of the Cooperative Agreement by the Fiscal Officer and the County Executive. There is hereby created the Fiduciary Fund, the Treasurer Account and the Bond Service Fund, including the Bond Service Account and the Bond Reserve Account therein, in the custody of the Fiscal Officer. All Assigned Service Payments (as defined in the Cooperative Agreement) received by the County from the City shall be deposited into the Bond Service Fund and used as provided in the Cooperative Agreement. Those Assigned Service Payments are appropriated and shall be used for such purpose. The performance by the County of any of its other obligations pursuant to the Cooperative Agreement shall be subject to the appropriation of funds necessary for such performance. The Fiscal Officer is authorized to create such accounts or subaccounts in the Fiduciary Fund, the Treasurer Account and the Bond Service Fund as the Fiscal Officer deems appropriate.

(d) Other Covenants. The County will at all times faithfully observe and perform all agreements, covenants, undertakings, stipulations and provisions to be performed on its part under this Resolution, the Continuing Disclosure Agreement, the Cooperative Agreement and the Bonds and under all proceedings of this Council pertaining thereto. The County represents that (i) it is, and upon delivery of the Bonds covenants that it will be, duly authorized by the Constitution and laws of the State

including particularly and without limitation the Act, to issue the Bonds and to provide the security for payment of the Bond Service Charges in the manner and to the extent set forth herein and in the Bonds; (ii) all actions on its part for the issuance of the Bonds have been or will be taken duly and effectively; and (iii) the Bonds will be valid and enforceable special obligations of the County according to their terms. Each obligation of the County required to be undertaken pursuant to this Resolution and the Bonds is binding upon the County, and upon each officer or employee of the County as may from time to time have the authority under law to take any action on behalf of the County as may be necessary to perform all or any part of such obligation, as a duty of the County and of each of those officers and employee resulting from an office, trust or station within the meaning of Section 2731.01, Ohio Revised Code, providing for enforcement by writ of mandamus.

All books and documents in the County's possession relating to the Nontax Revenues shall be open at all times during the County's regular business hours to inspection by such accountants or other agents of the owners of the Bonds as the owners may from time to time designate.

The Clerk, or another appropriate officer of the County, shall furnish to the Original Purchaser a true transcript of proceedings, certified by that officer, of all proceedings had with reference to the issuance of the Bonds along with such information from the records as is necessary to determine the regularity and validity of the issuance of the Bonds.

SECTION 10. BOND COUNSEL. This Council hereby retains Bond Counsel in connection with the authorization, sale, issuance and delivery of the Bonds. Payment for the services of Bond Counsel shall be a cost of the issuance of the Bonds to be paid from the proceeds from the sale of the Bonds. In providing its services, as an independent contractor and in an attorney-client relationship, Bond Counsel shall not exercise any administrative discretion on behalf of the County in the formation of public policy, expenditure of funds, enforcement of laws, rules and regulations of the State or the County, or of any other political subdivision of the State, or the execution of public trusts.

SECTION 11. OTHER DETERMINATIONS. This Council determines that all acts and conditions necessary to be done or performed by the County or to have been met precedent to and in the issuing of the Bonds in order to make them legal, valid and binding special obligations of the County have been performed and have been met, or will at the time of delivery of the Bonds have been performed and have been met, in regular and due form as required by law.

SECTION 12. EFFECTIVE DATE. It is necessary that this Resolution become immediately effective for the usual daily operation of the County; the preservation of public peace, health, or safety in the County; and any additional reasons set forth in the preamble. Provided that this Resolution receives the affirmative vote of at least eight members of Council, it shall take effect and be in

force immediately upon the earliest occurrence of any of the following: (i) its approval by the County Executive through signature, (ii) the expiration of the time during which it may be disapproved by the County Executive under Section 3.10(6) of the Charter, or (iii) its passage by at least eight members of Council after disapproval pursuant to Section 3.10(7) of the Charter. Otherwise, it shall take effect and be in force from and after the earliest period allowed by law.

SECTION 13. COMPLIANCE WITH OPEN MEETING REQUIREMENTS. This Council finds and determines that all formal actions of this Council relating to the adoption of this Resolution were adopted in an open meeting of Council, and that all deliberations of this Council and of any of its committees that resulted in those formal actions were in meetings open to the public, in compliance with all legal requirements, including Ohio Revised Code Section 121.22.

On a motion by _____, seconded by _____, the foregoing Resolution was duly adopted.

Yeas:

Nays:

County Council President

Date

County Executive

Date

Clerk of Council

Date

First Reading/Referred to Committee: October 8, 2013

Committee(s) Assigned: Economic Development & Planning

Journal _____
_____, 2013

County Council of Cuyahoga County, Ohio

Resolution No. R2013-0192

| | |
|---|---|
| Sponsored by: County Executive FitzGerald/Fiscal Officer/Office of Budget & Management | A Resolution amending the 2012/2013 Biennial Operating Budget for 2013 by providing for an additional fiscal appropriation from the General Fund in order to meet the budgetary needs of a County department; and declaring the necessity that this Resolution become immediately effective. |
|---|---|

WHEREAS, on December 11, 2012, the Cuyahoga County Council adopted the Biennial Operating Budget and Capital Improvements Program Update for 2013 (Resolution No. R2012-0232) establishing the 2013 biennial budget update for all County departments, offices and agencies; and

WHEREAS, it is necessary to adjust the Biennial Operating Budget for 2013 to reflect a budgetary funding increase in order to accommodate the operational needs of a County department; and

WHEREAS, it is further necessary that this Resolution become immediately effective in order that critical services provided by Cuyahoga County can continue and to provide for the usual, daily operation of County departments, offices, and agencies.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNTY COUNCIL OF CUYAHOGA COUNTY, OHIO:

SECTION 1. That the 2012/2013 Biennial Operating Budget for 2013 be amended to provide for the following additional appropriation increases:

| <u>Fund Nos./Budget Accounts</u> | <u>Journal Nos.</u> |
|---|----------------------------|
| H. 01A001 – General Fund | BA1301337 |
| SV102053 – College Savings Program | |
| Personal Services | \$ 75,400.00 |
| Other Expenses | \$ 1,874,600.00 |

Funding Source: General Fund.

SECTION 2. It is necessary that this Resolution become immediately effective for the usual daily operation of the County; the preservation of public peace, health, or safety in the County; and any additional reasons set forth in the preamble. Provided that this Resolution receives the affirmative vote of at least eight members of

Council, it shall take effect and be in force immediately upon the earliest occurrence of any of the following: (1) its approval by the County Executive through signature, (2) the expiration of the time during which it may be disapproved by the County Executive under Section 3.10(6) of the Cuyahoga County Charter, or (3) its passage by at least eight members of Council after disapproval pursuant to Section 3.10(7) of the Cuyahoga County Charter. Otherwise, it shall take effect and be in force from and after the earliest period allowed by law.

SECTION 3. It is found and determined that all formal actions of this Council relating to the adoption of this Resolution were adopted in an open meeting of the Council, and that all deliberations of this Council and of any of its committees that resulted in such formal action were in meetings open to the public, in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

On a motion by _____, seconded by _____, the foregoing Resolution was duly adopted.

Yeas:

Nays:

County Council President

Date

County Executive

Date

Clerk of Council

Date

First Reading/Referred to Committee: August 27, 2013

Committee(s) Assigned: Finance & Budgeting

Journal CC012

October 22, 2013

County Council of Cuyahoga County, Ohio

Resolution No. R2013-0220

| | |
|---|---|
| Sponsored by: County Executive FitzGerald/Department of Public Works/Division of County Engineer | A Resolution approving an Amended and Restated Sewer Service Agreement with City of North Olmsted for conveyance and treatment of wastewater from Olmsted Township to the North Olmsted Wastewater Treatment Plant for the period 10/22/2013 - 10/21/2033 to confirm and clarify joint use, respective rights and obligations in connection with portions of the North Olmsted Sanitary Sewer System jointly used by North Olmsted and the County; authorizing the County Executive to execute the agreement and all other documents consistent with this Resolution; and declaring the necessity that this Resolution become immediately effective. |
|---|---|

WHEREAS, the City of North Olmsted (“North Olmsted”) owns and operates a sanitary sewer system, which includes a collection system, lift station, a wastewater treatment plant and appurtenances with the capacity to treat a certain volume of wastewater originating outside of North Olmsted corporate boundaries; and

WHEREAS, pursuant to ORC §6117, the County has established Cuyahoga County Sewer District No. 14 for the purpose of preserving and promoting public health and welfare; and

WHEREAS, included in District No. 14 is certain territory within Olmsted Township that can be served by the North Olmsted Sanitary Sewer System (“the Service Area”), and

WHEREAS, North Olmsted and the County entered into an agreement dated September 1, 1988 (as amended to date, the “Prior Agreement”) providing for the conveyance of wastewater from the Service Area to the North Olmsted Wastewater Treatment Plant, and for the use of the Wastewater Treatment Plant to treat wastewater from the Service Area; and

WHEREAS, North Olmsted and the County find it necessary and appropriate to amend the Prior Agreement and enter into an Amended and Restated Sewer Service Agreement for conveyance and treatment of wastewater from Olmsted Township to the North Olmsted Wastewater Treatment Plant for the period 10/22/2013 - 10/21/2033; to

confirm and clarify joint use, respective rights and obligations in connection with portions of the North Olmsted Sanitary Sewer System jointly used by North Olmsted and the County; and

WHEREAS, it is necessary that this Resolution become immediately effective in order that critical services provided by Cuyahoga County can continue without interruption, and to provide for the usual, daily operation of a county entity.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNTY COUNCIL OF CUYAHOGA COUNTY, OHIO:

SECTION 1. The County Council hereby approves the Amended and Restated Sewer Service Agreement between the City of North Olmsted and the County for conveyance and treatment of wastewater from Olmsted Township to the North Olmsted Wastewater Treatment Plant for the period 10/22/2013 - 10/21/2033.

SECTION 2. That the County Executive is authorized to execute all documents required in connection with said Agreement.

SECTION 3. It is necessary that this Resolution become immediately effective for the usual daily operation of the County; the preservation of public peace, health, or safety in the County; and any additional reasons set forth in the preamble. Provided that this Resolution receives the affirmative vote of at least eight members of Council, it shall take effect and be in force immediately upon the earliest occurrence of any of the following: (1) its approval by the County Executive through signature, (2) the expiration of the time during which it may be disapproved by the County Executive under Section 3.10(6) of the Cuyahoga County Charter, or (3) its passage by at least eight members of Council after disapproval pursuant to Section 3.10(7) of the Cuyahoga County Charter. Otherwise, it shall take effect and be in force from and after the earliest period allowed by law.

SECTION 4. It is found and determined that all formal actions of this Council relating to the adoption of this Resolution were adopted in an open meeting of the Council, and that all deliberations of this Council and of any of its committees that resulted in such formal action were in meetings open to the public, in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

On a motion by _____, seconded by _____, the foregoing Resolution was duly adopted.

Yeas:

Nays:

County Council President

Date

County Executive

Date

Clerk of Council

Date

First Reading/Referred to Committee: October 8, 2013

Committee(s) Assigned: Public Works, Procurement & Contracting

Journal _____
_____, 20__

County Council of Cuyahoga County, Ohio

Resolution No. R2013-0221

| | |
|---|---|
| Sponsored by: County Executive FitzGerald/Department of Public Works/Division of County Engineer | A Resolution making an award on RQ28695 to Jack Doheny Companies, Inc. in the amount not-to-exceed \$3,000,000.00 for sewer jet/vac trucks, parts, supplies and services for the period 10/1/2013 - 9/30/2018; authorizing the County Executive to execute the contract and all other documents consistent with said award and this Resolution; and declaring the necessity that this Resolution become immediately effective. |
| Co-sponsored by: Councilmembers Germana, Jones, Miller and Simon | |

WHEREAS, the County Executive FitzGerald/ Department of Public Works/Division of County Engineer has recommended an award on RQ28695 to Jack Doheny Companies, Inc. in the amount not-to-exceed \$3,000,000.00 for sewer Jet Vac Trucks, parts, supplies and services for the period 10/1/2013 - 9/30/2018; and

WHEREAS, this award will allow the Department of Public Works to standardize it's equipment fleet and lower operational costs through: (1) Improved maintenance efficiency, (2) Fewer diagnostic and specialty tools, (3) Smaller parts inventory, (4) Increases operational efficiency and safety, (5) Lower procurement cost, and (6) Better manufacturer and dealer support; and

WHEREAS, \$750,000 of the funding for this project will come from the County Road and Bridge Fund and \$2,250,000 will come from the Sanitary Sewer Fund; and

WHEREAS, it is necessary that this Resolution become immediately effective in order that critical services provided by Cuyahoga County can continue and to provide for the usual, daily operation of a County entity.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNTY COUNCIL OF CUYAHOGA COUNTY, OHIO:

SECTION 1. That the County Council hereby approves the County Executive's recommendation and authorizes an award on RQ28695 to Jack Doheny Companies, Inc. in the amount not-to-exceed \$3,000,000.00 for sewer Jet Vac Trucks, parts, supplies and services for the period 10/1/2013 - 9/30/2018.

SECTION 2. That the County Executive is authorized to execute all documents required in connection with said contract.

SECTION 3. It is necessary that this Resolution become immediately effective for the usual daily operation of the County; the preservation of public peace, health, or safety in the County; and any additional reasons set forth in the preamble. Provided that this Resolution receives the affirmative vote of at least eight members of Council, it shall take effect and be in force immediately upon the earliest occurrence of any of the following: (1) its approval by the County Executive through signature, (2) the expiration of the time during which it may be disapproved by the County Executive under Section 3.10(6) of the Cuyahoga County Charter, or (3) its passage by at least eight members of Council after disapproval pursuant to Section 3.10(7) of the Cuyahoga County Charter. Otherwise, it shall take effect and be in force from and after the earliest period allowed by law.

SECTION 4. It is found and determined that all formal actions of this Council relating to the adoption of this Resolution were adopted in an open meeting of the Council, and that all deliberations of this Council and of any of its committees that resulted in such formal action were in meetings open to the public, in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

On a motion by _____, seconded by _____, the foregoing Resolution was duly adopted.

Yeas:

Nays:

County Council President

Date

County Executive

Date

Clerk of Council

Date

First Reading/Referred to Committee: October 8, 2013

Committee(s) Assigned: Public Works, Procurement & Contracting

Additional Sponsorship Requested: October 16, 2013

Journal _____
_____, 20__

County Council of Cuyahoga County, Ohio

Resolution No. R2013-0222

| | |
|--|---|
| Sponsored by: County Executive FitzGerald/Department of Development | A Resolution authorizing an Economic Development Redevelopment Ready Loan in the amount not-to-exceed \$1,000,000.00 to Fairmont Creamery Leverage Lender, LLC for renovation of a building located at 1720 Willey Avenue, Cleveland; authorizing the Deputy Chief of Staff of Development or Director of Development to execute all documents consistent with said loan and this Resolution; and declaring the necessity that this Resolution become immediately effective. |
|--|---|

WHEREAS, the County Executive/Department of Development has recommended an Economic Development Redevelopment Ready Loan in the amount not-to-exceed \$1,000,000.00 to Fairmont Creamery Leverage Lender, LLC for renovation of a building located at 1720 Willey Avenue, Cleveland; and,

WHEREAS, the primary goal of this project is to renovate the former Fairmont Creamery Building located at 1720 Willey Avenue in Cleveland for reuse as office and residential units; and,

WHEREAS, this project is anticipated to create 45 new full-time equivalent jobs within three (3) years of project approval and these jobs must be maintained for ten (10) years; and,

WHEREAS, the total project costs are estimated at \$13,425,860.00 and the County will loan \$1,000,000.00 with a fixed interest rate of 4% and must be repaid within ten (10) years; and,

WHEREAS, it is necessary that this Resolution become immediately effective in order that critical services provided by Cuyahoga County can continue and to provide for the usual, daily operation of a County entity.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNTY COUNCIL OF CUYAHOGA COUNTY, OHIO:

SECTION 1. That the Cuyahoga County Council hereby authorizes an Economic Development Redevelopment Ready Loan in the amount not-to-exceed \$1,000,000.00 to Fairmont Creamery Leverage Lender, LLC for renovation of a building located at 1720 Willey Avenue, Cleveland.

SECTION 2. That the Deputy Chief of Staff of Development or the Director of Development is authorized to execute all documents required in connection with said loan agreement on behalf of the County Executive.

SECTION 3. It is necessary that this Resolution become immediately effective for the usual daily operation of the County; the preservation of public peace, health, or safety in the County; and any additional reasons set forth in the preamble. Provided that this Resolution receives the affirmative vote of at least eight members of Council, it shall take effect and be in force immediately upon the earliest occurrence of any of the following: (1) its approval by the County Executive through signature, (2) the expiration of the time during which it may be disapproved by the County Executive under Section 3.10(6) of the Cuyahoga County Charter, or (3) its passage by at least eight members of Council after disapproval pursuant to Section 3.10(7) of the Cuyahoga County Charter. Otherwise, it shall take effect and be in force from and after the earliest period allowed by law.

SECTION 4. It is found and determined that all formal actions of this Council relating to the adoption of this Resolution were adopted in an open meeting of the Council, and that all deliberations of this Council and of any of its committees that resulted in such formal action were in meetings open to the public, in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

On a motion by _____, seconded by _____, the foregoing Resolution was duly adopted.

Yeas:

Nays:

County Council President

Date

County Executive

Date

Clerk of Council

Date

First Reading/Referred to Committee: October 8, 2013

Committee(s) Assigned: Economic Development & Planning

Journal _____
_____, 20__

County Council of Cuyahoga County, Ohio

Resolution No. R2013-0225

| | |
|---|--|
| Sponsored by: County Executive FitzGerald on behalf of Public Defender | A Resolution authorizing a revenue generating agreement with City of Cleveland/Cleveland Municipal Court in the amount not-to-exceed \$1,804,656.00 for legal services for indigent persons for the period 1/1/2013 - 12/31/2013; authorizing the County Executive to execute the agreement and all other documents consistent with this Resolution; and declaring the necessity that this Resolution become immediately effective. |
|---|--|

WHEREAS, the County Executive/Public Defender recommends approval of a revenue generating agreement with the City of Cleveland/Cleveland Municipal Court in the amount not-to-exceed \$1,804,656.00 for legal services for indigent persons for the period 1/1/2013 – 12/31/2013; and

WHEREAS, the City of Cleveland, through the Cleveland Municipal Court is obligated to provide appointed counsel to indigent defendants in the Cleveland Municipal Court when such defendants are charged with violations of the City's Ordinances, which violations may result in incarceration; and

WHEREAS, pursuant to ORC 120.14 (E), the County Public Defender Commission may contract with any municipal corporation, within the County served by the County Public Defender, for the County Public Defender to provide legal representation for indigent persons who are charged with a violation of the ordinances of the municipal corporation; and

WHEREAS, the Cuyahoga County Public Defender Commission has agreed to provide legal services necessary to defend indigents charged with violation of City Ordinances; and

WHEREAS, the term of the proposed agreement is for the period 1/1/2013 – 12/31/2013 with an option to renew for an additional one-year term commencing January, 2014; and

WHEREAS, it is necessary that this Resolution become immediately effective in order that critical services provided by Cuyahoga County can continue and to provide for the usual, daily operation of a County entity.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNTY COUNCIL OF CUYAHOGA COUNTY, OHIO:

SECTION 1. The County Council hereby approves the revenue generating agreement with the City of Cleveland/Cleveland Municipal Court in the amount not-to-exceed \$1,804.656.00 for legal services for indigent persons for the period 1/1/2013 – 12/31/2013.

SECTION 2. That the County Executive is authorized to execute all documents required in connection with said contract.

SECTION 3. It is necessary that this Resolution become immediately effective for the usual daily operation of the County; the preservation of public peace, health, or safety in the County; and any additional reasons set forth in the preamble. Provided that this Resolution receives the affirmative vote of at least eight members of Council, it shall take effect and be in force immediately upon the earliest occurrence of any of the following: (1) its approval by the County Executive through signature, (2) the expiration of the time during which it may be disapproved by the County Executive under Section 3.10(6) of the Cuyahoga County Charter, or (3) its passage by at least eight members of Council after disapproval pursuant to Section 3.10(7) of the Cuyahoga County Charter. Otherwise, it shall take effect and be in force from and after the earliest period allowed by law.

SECTION 4. It is found and determined that all formal actions of this Council relating to the adoption of this Resolution were adopted in an open meeting of the Council, and that all deliberations of this Council and of any of its committees that resulted in such formal action were in meetings open to the public, in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

On a motion by _____, seconded by _____, the foregoing Resolution was duly adopted.

Yeas:

Nays:

County Council President

Date

County Executive

Date

Clerk of Council

Date

First Reading/Referred to Committee: October 8, 2013
Committee(s) Assigned: Public Safety & Justice Affairs

Journal _____
_____, 20__